

# In the United States Court of Federal Claims

## OFFICE OF SPECIAL MASTERS

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Petitioner,	*	Special Master Christian J. Moran
	*	
v.	*	
	*	
SECRETARY OF HEALTH	*	Stipulation; influenza; myalgias,
AND HUMAN SERVICES,	*	arthralgias, muscle and joint pain.
	*	
Respondent.	*	

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### UNPUBLISHED DECISION<sup>1</sup>

Ramon Rodriguez, III, Rawls, McNelis and Mitchell, P.C., Richmond, VA, for Petitioner;  
Julia W. McNerny, U.S. Department of Justice, Washington, D.C., for Respondent.

On \_\_\_\_\_ the parties filed a joint stipulation concerning the petition for compensation filed by \_\_\_\_\_. In her petition, petitioner alleged that the influenza vaccine, which is contained in the Vaccine Injury Table (the "Table"), 42 C.F.R. §100.3(a), and which she received on \_\_\_\_\_ caused her to suffer immunological, neurological, and/or genetic injuries including but not limited to myalgias, arthralgias, muscle and joint pain, and other injuries. Respondent denies that the influenza vaccine caused petitioner to suffer the alleged injuries or any other condition.

Nevertheless, the parties agree to the joint stipulation, attached hereto as Appendix A. The undersigned finds said stipulation reasonable and adopts it as the decision of the Court in awarding damages, on the terms set forth therein.

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<sup>1</sup>The E-Government Act of 2002, Pub. L. No. 107-347, 116 Stat. 2899, 2913 (Dec. 17, 2002), requires that the Court post this decision on its website. Pursuant to Vaccine Rule 18(b), the parties have 14 days to file a motion proposing redaction of medical information or other information described in 42 U.S.C. § 300aa-12(d)(4). Any redactions ordered by the special master will appear in the document posted on the website.

Damages awarded in that stipulation include:

**A lump sum payment of \$170,000.00 in the form of a check payable to  
This amount represents compensation for all damages that would be  
available under 42 U.S.C. § 300aa-15(a).**

In the absence of a motion for review filed pursuant to RCFC, Appendix B, the clerk is directed to enter judgment in case according to this decision and the attached stipulation.

Any questions may be directed to my law clerk, Tucker McCarthy, at (202) 357-6392.

IT IS SO ORDERED.

s/Christian J. Moran  
Christian J. Moran  
Special Master