

**IN THE UNITED STATES COURT OF FEDERAL CLAIMS
OFFICE OF SPECIAL MASTERS**

<div style="background-color: black; width: 150px; height: 1.2em; margin-bottom: 0.5em;"></div> <p style="text-align: right; margin: 0;">Petitioner,</p> <p style="margin: 0;">v.</p> <p style="text-align: right; margin: 0;">SECRETARY OF HEALTH AND HUMAN SERVICES,</p> <p style="text-align: right; margin: 0;">Respondent.</p>	<p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p>	<p>No. 17-646V</p> <p>Chief Special Master Dorsey</p> <p>ECF</p>
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RESPONDENT'S PROFFER ON AWARD OF COMPENSATION

I. Items of Compensation

On January 19, 2018, respondent conceded that entitlement to compensation was appropriate under the terms of the Vaccine Act. Thereafter, on January 19, 2018, Chief Special Master Dorsey issued a Ruling on Entitlement, finding that petitioner was entitled to vaccine compensation for her Guillian-Barre syndrome. Based upon the evidence of record, respondent proffers that petitioner should be awarded \$351,157.86. The award is comprised of the following: \$225,000.00 for pain and suffering; \$3,671.69 for past out of pocket medical expenses; and \$122,486.17 for past and future lost wages. This amount represents all elements of compensation to which petitioner would be entitled under 42 U.S.C. § 300aa-15(a). Petitioner agrees.

II. Form of the Award

The parties recommend that compensation provided to petitioner should be made through

a lump sum payment of **\$351,157.86**, in the form of a check payable to petitioner.¹ Petitioner agrees.

Petitioner is a competent adult. Evidence of guardianship is not required in this case.

Respectfully submitted,

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Dated: August 20, 2018

¹ Should petitioner die prior to entry of judgment, the parties reserve the right to move the Court for appropriate relief. In particular, respondent would oppose any award for future lost earnings and future pain and suffering.