

In the United States Court of Federal Claims

OFFICE OF SPECIAL MASTERS

No. 06-195V
Filed: July 22, 2008

NOT TO BE PUBLISHED

JESSICA KUTTNER, as the Legal *
Representative of her minor son *
CALVIN KUTTNER, *

Petitioner, *

Stipulation; HepB; idiopathic
thrombocytopenic purpura (ITP)

v. *

SECRETARY OF THE DEPARTMENT *
OF HEALTH AND HUMAN SERVICES, *

Respondent. *

DECISION¹

On July 16, 2008, the parties to the above-captioned case filed a Stipulation memorializing their agreement as to the appropriate amount of compensation in this case. Petitioner alleged that Calvin suffered from idiopathic thrombocytopenic purpura (hereinafter ITP) as a result of his hepatitis B vaccine administered on June 15, 2004. Respondent continues to maintain his position to the contrary. Nonetheless, the parties agreed informally to resolve this matter.

The court hereby **adopts** the parties' said Stipulation, attached hereto, and awards compensation in the amount and on the terms set forth therein. Specifically, petitioner is awarded a lump sum of \$70,000.00 in the form of a check payable to petitioner, as guardian of Calvin's estate. See Stipulation, filed July 16, 2008 para. 5. This amount represents

¹The undersigned intends to post this decision on the United States Court of Federal Claims's website, in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, 116 Stat. 2899, 2913 (Dec. 17, 2002). As provided by Vaccine Rule 18(b), each party has 14 days within which to request redaction "of any information furnished by that party (1) that is trade secret or commercial or financial information and is privileged or confidential, or (2) that are medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of privacy." Vaccine Rule 18(b). Otherwise, "the entire" decision will be available to the public. Id.

compensation for all damages that would be available under 42 U.S.C. §300aa-15(a). The Clerk of the Court is directed to enter judgment accordingly.²

IT IS SO ORDERED.



Gary J. Gorkiewicz
Chief Special Master

²Pursuant to Vaccine Rule 11(a), the parties can expedite entry of judgment by each party filing a notice renouncing the right to seek review by a United States Court of Federal Claims judge.