

US Court of Federal Claims
United States Court of Federal Claims (COFC)
CIVIL DOCKET FOR CASE #: 1:02-vv-01137-UNJ

KERNS, et al v. HHS
Assigned to: Unassigned
Referred to: Special Master George L. Hastings, Jr
Demand: \$0
Cause: 42:300 Vaccine Injury Act

Date Filed: 09/09/2002
Nature of Suit: 492 Injury - Thimerosal
Jurisdiction: U.S. Government
Defendant

Petitioner

KELLY KERNS
parent of

represented by **Gregory David Kincaid**
Norton, Hubbard, et al.
130 North Cherry Street
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Olathe, KS 66051
(913) 782-2350
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jeffrey Scott Thompson
c/o Conway, Homer & Chin-Caplan, P.C.
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Boston, MA 02116
TERMINATED: 05/30/2003
LEAD ATTORNEY
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TERMINATED: 02/07/2003
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Petitioner

ANDREW KERNS
a minor

represented by **Gregory David Kincaid**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jeffrey Scott Thompson
(See above for address)
TERMINATED: 05/30/2003
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Ronald Craig Homer
(See above for address)
TERMINATED: 02/07/2003

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Respondent

SECRETARY OF HEALTH AND HUMAN
SERVICES

represented by **Ann Kathleen Donohue**
U. S. Department of Justice
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/09/2002	1	PETITION by KELLY KERNS, ANDREW KERNS FILING FEE \$ 150.00 RECEIPT # 054799 Vac. Date: 1/7/00 (Respondent's report due 12/9/02) (JT) (Entered: 09/10/2002)
09/09/2002	2	NOTICE to Defer Proceedings in Autism Case by KELLY KERNS, ANDREW KERNS. Service: 9/6/02 (JT) (Entered: 09/10/2002)
09/09/2002	3	MOTION by KELLY KERNS, ANDREW KERNS (Service : 9/6/02) for issuance of subpoena. Response due: 9/23/02 (JT) (Entered: 09/10/2002)
09/09/2002	4	NOTICE OF assignment to Special Master George L. Hastings Jr. Copy to parties. (JT) (Entered: 09/10/2002)
09/09/2002		CASE assigned to Judge Unassigned. (JT) (Entered: 09/10/2002)
09/16/2002	5	NOTICE re: Omnibus Autism Proceeding (signed by Special Master George L. Hastings Jr.). Copy to parties. (FE) (Entered: 09/19/2002)
09/20/2002	6	NOTICE of Attorney Appearance for HHS by Ann Kathleen Donohue. Service :9/20/02 (JT) (Entered: 09/25/2002)
12/09/2002	7	RESPONDENT'S REPORT. Service: 12/9/02. (LTD) (Entered: 12/12/2002)
02/07/2003	9	MOTION to Substitute Attorney Jeffrey S. Thompson in place of Ronald C. Homer by ANDREW KERNS, KELLY KERNS.Service: 1/6/03. (jmm,) (Entered: 03/24/2003)
02/07/2003		***Attorney Jeffrey Scott Thompson for ANDREW KERNS and KELLY KERNS added. Attorney Ronald Craig Homer terminated. (jmm,) (Entered: 03/24/2003)
02/26/2003	8	MOTION by HHS (Service : 2/26/03) for order to Withdraw. Response due: 3/17/03 (JT) (Entered: 03/04/2003)
03/19/2003	10	MOTION to Withdraw Petition by ANDREW KERNS, KELLY KERNS.Service:

		3/17/03. Response due by 4/3/2003 (jat,) Modified on 3/25/2003 (jat,). (Copy to Respondent) (Entered: 03/25/2003)
04/09/2003	11	MOTION for appropriate relief by The Secretary of Health and Human Services.Service: 4/9/03. Response due by 4/28/2003 (jat,) (Entered: 04/15/2003)
05/09/2003	12	ORDER re: the statutory 240-day time period for the special master's issuance of a decision in this case has expired. Proceedings are hereby formally suspended--and, thus, the final due date for the special master's decision is formally suspended--for an indefinite period of time, but for no longer than 180 days. Signed by Special Master George L. Hastings. (jat,) (Entered: 05/15/2003)
05/30/2003	13	ORDER recognizing Gregory Kincaid as counsel of record for petitioner. Signed by Special Master George L. Hastings. (jat,) (Entered: 06/04/2003)
05/30/2003		***Attorney Gregory David Kincaid for ANDREW KERNS and KELLY KERNS added. Attorney Jeffrey Scott Thompson terminated. (jat,) (Entered: 06/04/2003)
11/13/2003	14	ORDER denying Motion for appropriate relief and formal notice Signed by Special Master George L. Hastings. (jmm,) (Entered: 12/05/2003)

US Court of Federal Claims
United States Court of Federal Claims (COFC)
CIVIL DOCKET FOR CASE #: 1:02-vv-01151-UNJ

KERNS, et al v. HHS
Assigned to: Unassigned
Referred to: Special Master George L. Hastings, Jr
Demand: \$0
Cause: 42:300 Vaccine Injury Act

Date Filed: 09/09/2002
Nature of Suit: 492 Injury - Thimerosal
Jurisdiction: U.S. Government
Defendant

Petitioner

KELLY KERNS
parent of

represented by **Gregory David Kincaid**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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TERMINATED: 02/07/2003
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Petitioner

DANIEL KERNS
a minor

represented by **Gregory David Kincaid**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jeffrey Scott Thompson
(See above for address)
TERMINATED: 05/30/2003
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ronald Craig Homer
(See above for address)
TERMINATED: 02/07/2003

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Respondent

SECRETARY OF HEALTH AND HUMAN
SERVICES

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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/09/2002	1	PETITION by KELLY KERNS, DANIEL KERNS FILING FEE \$ 150.00 RECEIPT # 054825 Vac. Date: 1/7/00 (Respondent's report due 12/9/02) (JT) (Entered: 09/11/2002)
09/09/2002	2	NOTICE to Defer Proceedings in Autism Case by KELLY KERNS, DANIEL KERNS. Service: 9/6/02 (JT) (Entered: 09/11/2002)
09/09/2002	3	MOTION by KELLY KERNS, DANIEL KERNS (Service : 9/6/02) for issuance of subpoena. Response due: 9/23/02 (JT) (Entered: 09/11/2002)
09/09/2002	4	NOTICE OF assignment to Special Master George L. Hastings Jr. Copy to parties. (JT) (Entered: 09/11/2002)
09/09/2002		CASE assigned to Judge Unassigned. (JT) (Entered: 09/11/2002)
09/16/2002	5	NOTICE re: Omnibus Autism Proceeding (signed by Special Master George L. Hastings Jr.). Copy to parties. (FE) (Entered: 09/19/2002)
09/24/2002	6	NOTICE of Attorney Appearance for HHS by Traci R. Manning. Service: 9/24/02. (LTD) (Entered: 09/30/2002)
12/06/2002	7	RESPONDENT'S REPORT. Service: 12/5/02. (FE) (Entered: 12/09/2002)
02/07/2003	10	MOTION to Substitute Attorney Jeffrey S. Thompson in place of Ronald C. Homer by DANIEL KERNS, KELLY KERNS. Service: 1/6/03. (jmm,) (Entered: 03/24/2003)
02/07/2003		***Attorney Jeffrey Scott Thompson for DANIEL KERNS and KELLY KERNS added. Attorney Ronald Craig Homer terminated. (jmm,) (Entered: 03/24/2003)
02/26/2003	8	RESPONDENT'S REPORT Service: 2/26/03 (JM) (Entered: 03/04/2003)

02/26/2003	9	MOTION by HHS (Service : 2/26/03) for order to Withdraw. Response due: 3/17/03 (JT) (Entered: 03/04/2003)
03/19/2003	11	MOTION to Withdraw Petition by DANIEL KERNS, KELLY KERNS.Service: 3/17/03. Response due by 4/3/2003 (jat,) Modified on 3/25/2003 (jat,). (Copy to Respondent) (Entered: 03/25/2003)
05/06/2003	12	MOTION for appropriate relief by The Secretary of Health and Human Services.Service: 5/6/03. Response due by 5/23/2003 (jat,) (Entered: 05/09/2003)
05/09/2003	13	ORDER re: the statutory 240-day time period for the special master's issuance of a decision in this case has expired. Proceedings are hereby formally suspended--and, thus, the final due date for the special master's decision is formally suspended--for an indefinite period of time, but for no longer than 180 days. Signed by Special Master George L. Hastings. (jat,) (Entered: 05/15/2003)
05/30/2003	14	ORDER recognizing Gregory Kincaid as new counsel of record for petitioner. Signed by Special Master George L. Hastings. (jat,) (Entered: 06/04/2003)
05/30/2003		***Attorney Gregory David Kincaid for DANIEL KERNS and KELLY KERNS added. Attorney Jeffrey Scott Thompson terminated. (jat,) (Entered: 06/04/2003)
11/13/2003	15	ORDER denying Motion for appropriate relief and formal notice Signed by Special Master George L. Hastings. (jmm,) (Entered: 12/05/2003)

US Court of Federal Claims
United States Court of Federal Claims (COFC)
CIVIL DOCKET FOR CASE #: 1:02-vv-01714-UNJ

KERNS, et al v. HHS
Assigned to: Unassigned
Referred to: Special Master George L. Hastings, Jr
Demand: \$0
Cause: 42:300 Vaccine Injury Act

Date Filed: 11/26/2002
Nature of Suit: 469 Injury - Other
Jurisdiction: U.S. Government
Defendant

Petitioner

RICHARD KERNS
AND

represented by **Gregory David Kincaid**
Norton, Hubbard, et al.
130 North Cherry Street
P.O. Box 550
Olathe, KS 66051
(913) 782-2350
TERMINATED: 03/29/2004
LEAD ATTORNEY
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Petitioner

KELLY KERNS
Parents of

represented by **Gregory David Kincaid**
(See above for address)
TERMINATED: 03/29/2004
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Steven B. Tannenbaum
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Petitioner

KAYLEE KERNS
a minor

represented by **Gregory David Kincaid**
(See above for address)
TERMINATED: 03/29/2004
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Steven B. Tannenbaum

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Respondent

**SECRETARY OF HEALTH AND HUMAN
SERVICES**

represented by **Gregory William Fortsch**
U. S. Department of Justice
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TERMINATED: 09/08/2004
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Date Filed	#	Docket Text
11/26/2002	1	PETITION by RICHARD KERNS, KELLY KERNS and KAYLEE KERNS, FILING FEE \$150, RECEIPT #055480 (Respondent's report due 2/24/03). (FE) (Entered: 11/26/2002)
11/26/2002	2	NOTICE OF assignment to Special Master George L. Hastings Jr. . Copy to parties. (FE) (Entered: 11/26/2002)
11/26/2002		CASE assigned to Judge Unassigned. (FE) (Entered: 11/26/2002)
12/10/2002	3	ORDER re: Omnibus Autism Proceeding (signed by Special Master George L. Hastings Jr.). Copy to parties. (FE) (Entered: 12/12/2002)
12/30/2002	4	NOTICE of Attorney Appearance for HHS by Gregory William Fortsch. Service :12/30/02 (HW) (Entered: 01/03/2003)
03/03/2003	5	RESPONDENT'S REPORT Service: 3/3/03 (JM) (Entered: 03/06/2003)
07/07/2003	6	MOTION for appropriate relief by SECRETARY OF HEALTH AND HUMAN SERVICES. Service: 7/7/03. Response due by 7/7/2003 (jat,) (Entered: 07/18/2003)

08/20/2003	7	ORDER re: It is now more than 240 days since the petition was filed in this case. Respondent however, has filed a motion entitled "Motion for Appropriate Relief" arguing that the 240-day period prescribed does not begin to run until the petitioner has filed all of the records. I will rule on that motion after I rule on a similar motion in the case of Stewart v. HHS, No. 02-819V. Until I so rule, I will not issue the formal notice required. Signed by Special Master George L. Hastings. (jmm,) (Entered: 08/26/2003)
12/17/2003	8	ORDER instructing counsel to IMMEDIATELY resolve situation concerning multiple petitions. Signed by Special Master George L. Hastings. (jmm,) (Entered: 12/30/2003)
01/29/2004	9	ORDER denying [7] Motion Appropriate Relief and Formal Notice re: the statutory 420-day time period for the special master's issuance of a decision in this case has expired. Petitioner may submit a notice continuing or withdrawing the petition and such notice shall be filed within 30 days. Signed by Special Master George L. Hastings. (tjk,) (Entered: 02/01/2004)
03/29/2004	10	Consented MOTION to Substitute Attorney Steven B. Tannenbaum in place of Gregory D. Kincaid by KAYLEE KERNS, KELLY KERNS, RICHARD KERNS.Service: 3/23/04. (jat,) (Entered: 03/30/2004)
03/29/2004		***Attorney Steven B. Tannenbaum for RICHARD KERNS; KAYLEE KERNS and KELLY KERNS added. Attorney Gregory David Kincaid terminated. (jat,) (Entered: 03/30/2004)
09/08/2004	11	NOTICE of Appearance by Linda Sara Renzi for SECRETARY OF HEALTH AND HUMAN SERVICES. Service: 9/08/04.(tjk,) (Entered: 09/13/2004)