



National Vaccine Injury Compensation Program

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Statistics Reports

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Statistics Report ¹ March 3, 2011

I. Petitions Filed

Fiscal Year	Non-Autism	Autism	Total
FY 1988	24	0	24
FY 1989	148	0	148
FY 1990	1,492	0	1,492
FY 1991	2,718	0	2,718
FY 1992	189	0	189
FY 1993	140	0	140
FY 1994	107	0	107
FY 1995	180	0	180
FY 1996	84	0	84
FY 1997	104	0	104
FY 1998	120	0	120
FY 1999	410	1	411
FY 2000	161	2	163
FY 2001	193	23	216
FY 2002	184	773	957
FY 2003	155	2,437	2,592
FY 2004	127	1,087	1,214
FY 2005	147	588	735
FY 2006	155	170	325
FY 2007	238	172	410
FY 2008	163	254	417
FY 2009	288	109	397
FY 2010	429	18	447
FY 2011	163	2	165
Total	8,119	5,636	13,755

II. Adjudications ¹

Fiscal Year	Non-Omnibus Autism Proceeding			Omnibus Autism Proceeding			Total
	Compensable	Dismissed	Sub-Total	Compensable*	Dismissed	Sub-Total	
FY 1989	10	12	21	0	0	0	22
FY 1990	99	33	132	0	0	0	132
FY 1991	142	447	589	0	0	0	589
FY 1992	166	487	653	0	0	0	653
FY 1993	125	588	713	0	0	0	713
FY 1994	162	446	608	0	0	0	608

FY 1995	160	575	735	0	0	0	735
FY 1996	162	408	570	0	0	0	570
FY 1997	189	198	387	0	0	0	387
FY 1998	144	181	325	0	0	0	325
FY 1999	98	139	237	0	0	0	237
FY 2000	124	104	228	0	0	0	228
FY 2001	84	87	171	0	0	0	171
FY 2002	106	99	205	0	5	5	210
FY 2003	55	78	133	0	21	21	154
FY 2004	62	122	184	0	114	114	298
FY 2005	60	72	132	0	52	52	184
FY 2006	69	81	150	0	110	110	260
FY 2007	83	87	170	0	32	32	202
FY 2008	144	80	224	0	56	56	280
FY 2009	133	45	178	0	185	185	363
FY 2010	174	78	252	1**	211	212	464
FY 2011	69	16	85	0	28	28	113
Totals	2,620	4,463	7,083	1	814	815	7,898

*May include case(s) that were originally filed and processed as an OAP cases but in which the final adjudication does not include a finding of vaccine-related autism.

**HHS has never concluded in any case that autism was caused by vaccination.

III. Awards Paid ²

Fiscal Year	Compensated ³			Dismissed		Total Outlays
	Number of Awards	Petitioners' Award Amount	Attorneys' Fees/Costs Payments	Number of Payments to Attorneys	Attorneys' Fees/Costs Payments	
FY 1989	6	\$1,317,654.78	\$54,107.14			\$1,371,761.92
FY 1990	88	\$53,252,510.46	\$1,379,005.79	4	\$57,699.48	\$54,689,215.73
FY 1991	114	\$95,980,493.16	\$2,364,758.51	30	\$496,809.21	\$98,842,060.88
FY 1992	130	\$94,538,071.30	\$2,945,890.40	120	\$1,268,714.71	\$98,752,676.41
FY 1993	162	\$119,693,267.87	\$3,262,453.06	272	\$2,447,272.41	\$125,402,993.34
FY 1994	158	\$98,151,900.08	\$3,571,179.67	335	\$3,166,527.33	\$104,889,607.08
FY 1995	169	\$103,539,265.72	\$3,609,341.66	223	\$2,304,405.35	\$109,453,012.73
FY 1996	163	\$100,425,325.22	\$3,096,231.96	216	\$2,364,122.71	\$105,885,679.89
FY 1997	179	\$113,620,171.68	\$3,898,284.77	144	\$1,893,560.99	\$119,412,017.44
FY 1998	165	\$127,546,009.19	\$3,957,278.55	121	\$1,936,065.50	\$133,439,353.24
FY 1999	96	\$95,917,680.51	\$2,799,910.85	117	\$2,306,957.40	\$101,024,548.76
FY 2000	136	\$125,945,195.64	\$4,112,369.02	82	\$1,769,450.30	\$131,827,014.96
FY 2001	97	\$105,878,632.57	\$3,373,865.88	57	\$2,066,224.67	\$111,318,723.12
FY 2002	80	\$59,799,604.39	\$2,653,598.89	38	\$592,523.00	\$63,045,726.28
FY 2003	65	\$82,816,240.07	\$3,147,755.12	69	\$1,545,654.87	\$87,509,650.06
FY 2004	57	\$61,933,764.20	\$2,939,328.55	70	\$1,338,615.96	\$66,211,708.71
FY 2005	64	\$55,065,797.01	\$2,694,664.03	71	\$1,790,587.29	\$59,551,048.33
FY 2006	68	\$48,746,162.74	\$2,441,199.02	54	\$1,353,632.61	\$52,540,994.37
FY 2007	82	\$91,449,433.89	\$4,026,782.78	62	\$1,699,391.84	\$97,175,608.51
FY 2008	141	\$75,716,552.06	\$5,160,306.11	76	\$2,612,858.92	\$83,489,717.09
FY 2009	131	\$74,142,490.58	\$5,828,326.56	50	\$9,187,518.00	\$89,158,335.14
FY 2010	173	\$179,387,341.30	\$6,731,468.66	78	\$3,781,173.19	\$189,899,983.15
FY 2011	94	\$92,263,681.82	\$3,815,915.75	49	\$2,624,746.06	\$98,704,343.63
Totals	2,618	\$2,057,127,246.24	\$77,864,022.73	2,338	\$48,604,511.80	\$2,183,595,780.77

¹Generally, petitions/claims are not adjudicated in the same fiscal year as filed. On average, it takes 2-3 years to adjudicate a petition/claim after it is filed.

²"Compensated" are claims that have been paid as a result of a settlement between parties or a decision made by the U.S. Court of Federal Claims (Court). The # of awards is the number of petitioner awards paid, including the attorneys' fees/costs payments, if made during a fiscal year. However, petitioners' awards and attorneys'

fees/costs are not necessarily paid in the same fiscal year as when the petitions/claims are determined compensable. "Dismissed" includes the the # of payments to attorneys and the total amount of payments for attorneys' fees/costs per fiscal year. The VICP will pay attorneys' fees/costs related to the claim, whether or not the petition/claim is awarded compensation by the Court, if certain minimal requirements are met. "Total Outlays" are the total amount of funds expended for compensation and attorneys' fees/costs from the Vaccine Injury Compensation Trust Fund by fiscal year.

³Due to the populations receiving vaccines added to the VICP in recent years, the proportion of adults to children seeking compensation has changed. Since influenza vaccines (vaccines administered to large numbers of adults each year) were added to the VICP in 2005, many adult claims related to that vaccine have been filed.

Claims Filed and Compensated or Dismissed by Vaccine ¹
October 12, 2010

Vaccines Listed in Claims as Reported by Petitioners

Vaccine(s)	Filed			Compensated	Dismissed
	Injury	Death	Total		
DT (diphtheria-tetanus)	63	9	72	22	48
DTP (diphtheria-tetanus-whole cell pertussis)	3,283	696	3,979	1,265	2,678
DTP-HIB	16	8	24	3	19
DTaP (diphtheria-tetanus-acellular pertussis)	300	74	374	106	124
DTaP-Hep B-IPV	43	19	62	13	15
DTaP-HIB	6	1	7	4	0
DTaP-IPV-HIB	3	1	4	0	0
Td (tetanus-diphtheria)	155	3	158	68	58
Tdap	38	0	38	7	1
Tetanus	67	2	69	27	34
Hepatitis A (Hep A)	28	1	29	5	10
Hepatitis B (Hep B)	558	48	606	176	284
Hep A- Hep B	7	0	7	5	1
Hep B-HIB	8	0	8	2	2
HIB (<i>Haemophilus influenzae</i> type b)	19	3	22	7	5
HPV (human papillomavirus)	88	8	96	2	4
Influenza (Trivalent)	506	31	537	189	49
IPV (Inactivated Polio)	262	14	276	7	266
OPV (Oral Polio)	280	27	307	157	149
Measles	143	19	162	55	107
Meningococcal	15	1	16	2	0
MMR (measles-mumps-rubella)	817	52	869	307	347
MMR-Varicella	20	1	21	6	1
MR	15	0	15	6	9
Mumps	10	0	10	1	9
Pertussis	5	3	8	2	6
Pneumococcal Conjugate	25	3	28	6	16
Rotavirus	45	1	46	22	13
Rubella	189	4	193	70	123
Varicella	60	3	63	28	15
Nonqualified ²	70	9	79	0	78
Unspecified ³	5,401	5	5,407	4	833
TOTAL	12,545	1,047	13,592	2,574	5,304

¹The number of claims filed by vaccine as reported by petitioners in claims since the VICP began on October 1, 1988, which have been compensated or dismissed by the U.S. Court of Federal Claims (Court). Claims can be compensated by a settlement between parties or a decision by the Court.

² Claims filed for vaccines which are not covered under the VICP.

³ Insufficient information submitted to make a determination. The majority of these claims are part of the Omnibus Autism Proceedings.

This information reflects the current thinking of the United States Department of Health and Human Services on the topics addressed. This information is not legal advice and does not create or confer any rights for or on any person and does not operate to bind the Department or the public. The ultimate decision about the scope of the statutes authorizing the VICP is within the authority of the United States Court of Federal Claims, which is responsible for resolving claims for compensation under the VICP.

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