

# WHAT YOU NEED TO KNOW ABOUT FILING A VACCINE INJURY CLAIM

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### **ABOUT US**

The attorneys and staff at **mctlaw** do our best to make positive changes in the lives of our vaccine injury clients. We fight battles on their behalf every day because we know our work makes a difference.

Our success is rooted in our mission:

- We will be fair and professional to all while we do what is right.
- We will represent our clients to the absolute best of our abilities.
- We will outwork any adversary or competitor.
- We will not wilt in the face of overwhelming odds even when our colleagues cave.
- We will constantly innovate.
- When necessary, we will be disruptors.
- We will see that justice is done.



## WHAT MAKES MCTLAW DIFFERENT:

No cost to you, ever. You keep

- → 100% of your award. We never take a contingency fee or charge you for any costs.
  - We've recovered hundreds of
- millions of dollars for our vaccine injury clients across the country.
   Our attorneys won the largest single
- financial award for a client in the vaccine program's history.

# WHAT IS THE NATIONAL VACCINE INJURY COMPENSATION PROGRAM (VICP)?



When a vaccination triggers a severe reaction in an adult or a child, help is available. Congress created the National Vaccine Injury Compensation Program (NVICP) in 1986 after a series of lawsuits against vaccine manufacturers threatened to create vaccine shortages.

This federal trust fund has paid out billions of dollars in damages to thousands of people suffering from serious reactions to vaccinations.

Billions of dollars are available for future compensations as well.

## HOW DOES THE VICP WORK?

- First, a lawsuit must be brought in the United States Court of Federal Claims against the Secretary of the Department of Health & Human Services.
- Next, Department of Justice attorneys and Department of Health & Human Services physicians decide whether to compensate the claim from the vaccine trust fund.
- Last, if the government agencies do not agree to compensation, the Court of Federal Claims decides whether compensation of the injured person from the vaccine trust is appropriate.

## WHO CAN FILE A CLAIM?



- You can file a claim if you receive a vaccine covered by the NVICP and believe that you were injured by the vaccine.
- You can file a claim if you're a parent or legal guardian of a child or disabled adult who
  received a vaccine covered by the VICP and believe that the person was injured by
  this vaccine.
- You can file a claim if you are the representative of the estate of a deceased person who received a vaccine covered by the VICP and believe that the person's death resulted from the vaccine injury.
- It is not necessary to be a United States citizen to be eligible for compensation.
- In limited situations, some people who receive vaccines outside of the U.S. may be eligible for compensation.

#### WHAT VACCINES ARE COVERED?

- Tetanus toxoid-containing vaccines (DTaP, Tdap, DTP-Hib, DT, Td, TT)
- Pertussis containing vaccines (DTaP, Tdap, DTP, P, DTP-Hib)
- Measles, mumps and rubella viruscontaining vaccines in any combination (MMR, MR, M, R)
- Rubella virus-containing vaccines (MMR, MR, R)
- Measles virus-containing vaccines (MMR, MR, M)
- Polio virus vaccines (OPV)
- Hepatitis B containing vaccines (Engerix-B, Recombivax HB, Twinrix)
- Hemophilus influenzae (type b vaccines)

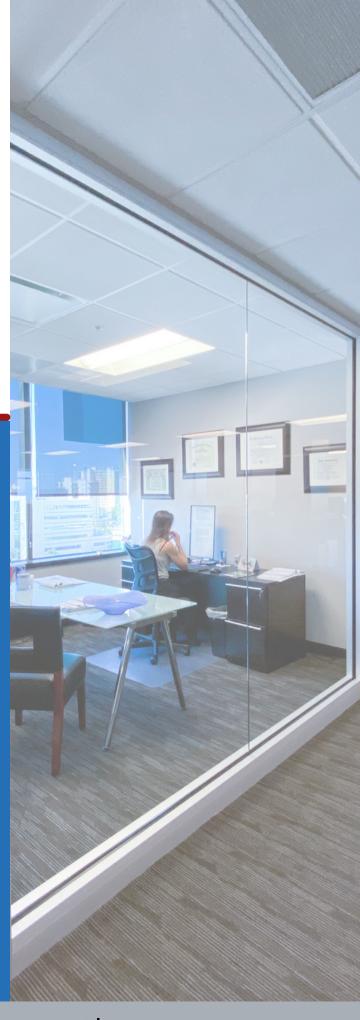
- Varicella vaccine (Varivax chickenpox virus vaccine and ProQuad)
- · Rotavirus vaccines
- Pneumococcal conjugate vaccines (Prevnar)
- Hepatitis A vaccines (Havrix, VAQTA, and Twinrix)
- Trivalent influenza vaccines (Flu vaccines including FluMist, a live attenuated influenza virus vaccine; and injectable influenza vaccines FluShield, Fluvirin, Fluzone, and Afluria)
- Meningococcal vaccines (MPSV4, MCV4, Menactra)
- Human papillomavirus (HPV) vaccines (Gardasil and Cervarix)
- Polio inactivated virus (IPV)
- · Ouadrivalent Influenza

## HOW TO CHOOSE A VACCINE INJURY LAWYER:

Although it is possible to file a claim on your own, we DO NOT advise you to represent yourself in the National Vaccine Compensation Program. Hiring mctlaw as your vaccine injury firm comes at no cost to you because the Court pays for all legal fees.

#### **QUESTIONS TO ASK:**

- Are they licensed to practice law in the United States Court of Federal Claims?
- Do they have an office in Washington, DC?
- How many vaccine injury cases like yours have they represented in the Vaccine Court?
- Ask how much they've recovered specifically for their vaccine injury clients in the VICP



## MEDICAL RECORDS NEEDED FOR A FREE CASE REVIEW





Copy of your vaccination record showing the manufacturer, expiration date, and administration site

Medical records from the first and last day of your hospitalization, along with results from any testing that was performed during this hospitalization

Medical records from your most recent visit for treatment.

- Vaccination record, showing the manufacturer, expiration date, and administration site
- Medical records from the first time you visited a doctor after symptoms began
- Medical records from your most recent visit for treatment

INJURY THAT

DID NOT REQUIRE

HOSPITALIZATION





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