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August 22, 2016

Mr. Gregory O. Block  
Clerk of the Court  
U.S. Court of Appeals for Veterans Claims  
625 Indiana Ave., N. W. - Suite 900  
Washington, D.C. 20004-2950

**RE: Cook, Warren**  
No. 15-0873  
Citation to Supplemental Authority by the Appellant

Dear Clerk:

Pursuant to U.S. Vet.App. R. 30(b), this submission is to bring to the Court's attention supplemental authority that is relevant to the above-referenced case now pending before the Court. The supplemental authorities are as follows:

38 C.F.R. § 20.707  
38 C.F.R. § 20.1507(b)(1)  
38 C.F.R. § 20.1003

This authority pertains to Mr. Cook's supplemental memorandum of law, at pages 8-9, concerning consideration of the overall structure of the regulation when interpreting the provisions of 38 C.F.R. § 20.700(a).

The provisions of 38 C.F.R. § 20.707 provide that: "The Member or panel to whom a proceeding is assigned under § 19.3 of this part shall conduct **any hearing** before the Board in connection with that proceeding." (emphasis added).

The provisions of 38 C.F.R. § 20.1507(b)(1) provide that: “Upon request, a participant is entitled to a hearing before the Board as provided in §§ 20.700 through 20.1304, subject to the following limitations: (1) **Only one hearing before the Board will be conducted.**” (emphasis added). Section 20.1507(b)(1) is part of § 20.1500 which deals with the VA’s Expedited Claims Adjudication Initiative which is a pilot program designed to streamline the claims adjudication and appeals process.

The provisions of 38 C.F.R. § 20.1003 provide for another hearing by the Board after a motion for reconsideration has been allowed “if an appellant requests a hearing before the Board.”

These supplemental authorities demonstrates that the overall structure of the VA’s regulatory scheme contemplates affording an appellant being afforded more than one hearing on adjudication or readjudication on appeal.

Thank you for your attention to this matter.

Sincerely,

/s/Kenneth M. Carpenter

Kenneth M. Carpenter

Counsel for Appellant,

Warren Cook

Electronically filed August 22, 2016