

MOTION GRANTED

For the Panel



Michael P. Allen
Judge

May 6, 2021

**IN THE UNITED STATES COURT OF APPEALS
FOR VETERANS CLAIMS**

HERLINDA C. RICHARD,)
)
 Appellant,)
)
 v.)
)
DENIS MCDONOUGH,)
 Secretary of Veterans Affairs,)
)
 Appellee.)

Vet. App. No. 19-1619

**APPELLEE’S UNOPPOSED MOTION FOR A
OF THE STAY OF PROCEEDINGS UNTIL JUNE 9, 2021**

Pursuant to U.S. Vet. App. R. 5, Appellee, Denis McDonough, Secretary of Veterans Affairs, respectfully moves the Court to issue an order staying further proceedings concerning Appellant's Equal Access to Justice Act (“EAJA”) application for award of reasonable attorney fees and expenses in this case. The parties are exploring the potential for a negotiated agreement. Accordingly, additional time is needed to explore that possibility. If not for this motion, the Secretary's response to Appellant's EAJA application would be due on or before May 10, 2021.

Counsel for the Appellant does not oppose this motion.

WHEREFORE, Appellee respectfully moves the Court for a 30-day continuation of the stay of proceedings, until June 9, 2021.

Respectfully submitted,

RICHARD A. SAUBER
General Counsel

MARY ANN FLYNN

Chief Counsel

/s/ Megan C. Kral

MEGAN C. KRAL

Deputy Chief Counsel

/s/ Melissa A. Timbers

MELISSA A. TIMBERS

Senior Appellate Attorney

Office of General Counsel (027L)

U.S. Department of Veterans Affairs

810 Vermont Avenue, N.W.

Washington, D.C. 20420

(202) 632-4712

Attorneys for Appellee Secretary
of Veterans Affairs