

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

GENE S. GROVES,)	
)	
Petitioner,)	
)	
v.)	Vet. App. No. 14-0269
)	
ROBERT A. MCDONALD,)	
Secretary of Veterans Affairs,)	
)	
Respondent.)	

**SECRETARY’S RESPONSE TO COURT ORDER DATED
NOVEMBER 25, 2014**

In January 2014, Petitioner, Gene S. Groves, filed a petition for extraordinary relief in the form of a writ of mandamus (Petition). In a November 25, 2014, Order the Court, *inter alia*, held the Secretary in civil contempt with regard to the petition and ordered the Secretary to pay sanctions in the form of reasonable expenses associated with the litigation of the petition. See November 25, 2014, Court Order.

On December 9, 2014, Petitioner filed a “Motion for Award of Expenses” (Motion) with the Court. In that motion, Petitioner asserts that he is entitled to an award of fees associated with the litigation of the underlying petition in the amount of \$1,325.00. See Petitioner’s Motion.

In response, the Secretary is not contesting the reasonableness of the Petitioner’s fees. Petitioner’s application satisfies the jurisdictional requirements under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412(d). See *March v. Brown*, 7 Vet.App. 163 (1994) (holding that pro se petitioner’s may receive reimbursement for certain expenses under EAJA).

WHEREFORE, the Secretary respectfully responds to the Court's November 25, 2014, Order and advises the Court that he does not contest Petitioner's application for an award of fees and expenses in an amount deemed reasonable by the Court, up to \$1,325.00.

Respectfully submitted,

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/s/Kenneth A. Walsh
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CERTIFICATE OF SERVICE

On December 22, 2014, a copy of the foregoing was mailed postage prepaid to:

Gene S. Groves
HCR 67, Box 22
Shafter, TX 79843-0022

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

/s/Bobbiretta E. Jordan
BOBBIRETTA E. JORDAN
Counsel for Appellee