

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

EVERETT EMERSON,)	
)	
Appellant,)	
)	
v.)	Vet. App. No. 14-2968
)	
ROBERT A. MCDONALD,)	
Secretary of Veterans Affairs,)	
)	
Appellee.)	

**APPELLEE’S UNOPPOSED MOTION FOR AN EXTENSION OF TIME
TO RESPOND TO APPELLANT’S APPLICATION FOR ATTORNEY
FEES AND EXPENSES**

Pursuant to U.S. Vet. App. R. 26 and 27, Appellee, Secretary of Veterans Affairs, respectfully moves the Court for a 30-day extension of time within which to respond to Appellant’s application for attorney fees and expenses under the Equal Access to Justice Act (EAJA). If not for this motion, the Secretary’s response would be due on or before December 29, 2016.

The additional time is needed due to significant workload and the need for supervisory review.

Neither party has previously received any extensions in this phase of the litigation. On behalf of the Secretary, the undersigned expresses his regret to the Court and Appellant for any inconvenience caused by the delay in filing the Secretary’s response. However, in view of the above, the Secretary requests an additional 30 days to prepare and file his response to Appellant’s application for attorney fees and expenses.

Appellant does not oppose this motion.

WHEREFORE, Appellee, Secretary of Veterans Affairs, respectfully moves the Court for an extension of time to file a response to Appellant's application for attorney fees and expenses until January 30, 2017.

Respectfully submitted,

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