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NON-PRECEDENTIAL

UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS

No. 17-0125

PATRICK M. OVERTON,

APPELLANT,

v.

ROBERT L. WILKIE,
SECRETARY OF VETERANS AFFAIRS,

APPELLEE.

Before DAVIS, *Chief Judge*, and PIETSCH and ALLEN, *Judges*.

ORDER

*Note: Pursuant to U.S. Vet. App. R. 30(a),
this action may not be cited as precedent.*

On September 19, 2018, in a panel decision, the Court set aside the November 1, 2016, Board of Veterans' Appeals (Board) decision that denied entitlement to service connection for type II diabetes, diabetic retinopathy secondary to diabetes, and ischemic heart disease. On October 9, 2018, the Secretary filed a timely motion for panel reconsideration. "[A] motion for . . . panel [reconsideration] . . . shall state the points of law or fact that the party believes the Court has overlooked or misunderstood." U.S. VET. APP. R. 35(e)(1). The Court did not overlook or misunderstand any points of law or fact that was properly before it. The Secretary has not presented any argument that warrants reconsideration by the panel.

Upon consideration of the foregoing, it is

ORDERED that the motion for reconsideration by the panel is denied.

DATED: November 8, 2018

PER CURIAM.

Copies to:

Jerome T. Wolf, Esq.

VA General Counsel (027)