

**MOTION DENIED**

January 4, 2019



**William Greenberg**  
Judge

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

**RICKEY R. MITCHELL,**

Appellant,

v.

**ROBERT L. WILKIE,**  
Secretary of Veterans Affairs,

Appellee.

Vet. App. No. 18-0004

**JOINT MOTION FOR A 45-DAY STAY OF PROCEEDINGS, FROM  
DECEMBER 21, 2018, UNTIL FEBRUARY 4, 2019**

Pursuant to VET. APP. R. 5(a)(3), (c) and 27, the parties respectfully move the Court for a continued 45-day stay of proceedings, from December 21, 2018, until February 4, 2019.

The parties are in the process of preparing and negotiating the language of a motion for joint disposition, which, if successful, would be in the interest of judicial efficiency. This matter has been stayed for 90 days; however, the parties continue to diligently and productively work toward a joint resolution of this appeal and request an additional 45-day stay in which to continue that work. The issues in this appeal are numerous and complex. Therefore, the parties respectfully request a 45-day stay, until February 4, 2019, to ensure sufficient time for review and finalization of a motion for joint disposition that is mutually agreeable to the parties

and acceptable to the Court. The parties do not anticipate that any further stay will be required.

**WHEREFORE**, the parties respectfully move the Court to grant a 45-day stay of its proceedings until February 4, 2019.

Respectfully submitted,

**FOR APPELLANT:**

/s/ Tara R. Goffney  
TARA R. GOFFNEY, ESQ.  
P.O. Box 678  
Bronx, NY 10469  
718-515-0700

**FOR APPELLEE:**

**CATHERINE C. MITRANO**  
Acting General Counsel

**MARY ANN FLYNN**  
Chief Counsel

**RICHARD A. DALEY**  
Deputy Chief Counsel

/s/ James R. Drysdale  
**JAMES R. DRYSDALE**  
Appellate Counsel  
Office of General Counsel (027F)  
U.S. Department of Veterans Affairs  
810 Vermont Avenue, N.W.  
Washington, DC 20420  
james.drysdale@va.gov  
202-368-9477 / 202-632-6927

Attorneys for Appellee,  
Secretary of Veterans Affairs