

CARPENTER, CHARTERED  
1525 S.W. Topeka Blvd.  
P.O. Box 2099  
Topeka, KS 66601-2099  
(785) 357-5251

**MOTION GRANTED**

January 7, 2019



**Joseph L. Toth**  
Judge

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

**REGINA M. PIRKL,**  
Appellant,

v.

Vet.App. No. 14-4303

**ROBERT L. WILKIE,**  
Secretary for Veterans Affairs,  
Appellee.

**UNOPPOSED CORRECTED MOTION TO WAIVE  
21 DAY PERIOD FOR ENTRY OF JUDGMENT  
AND 60 DAY PERIOD FOR ENTRY OF MANDATE**

Pursuant to U.S. Vet. App. Rules 27(a) and 45(g), Mrs. Pirkl respectfully move the Court to waive the 21 day period for the entry of judgment and the 60 day period for mandate in this matter. Mrs. Pirkl party knowingly waives the 21 day period for the entry of judgment and the 60 day period for mandate in this matter. Mrs. Pirkl is aware that under normal circumstances this Court would not under judgment until the expiration of 21 days following this Court dispositional order dated December 26, 2018 and 60 days thereafter for the entry of mandate. However, in light of the decision of the Federal Circuit waiver of the 60 day period for the entry of judgment is reasonable and appropriate. Furthermore, Mrs. Pirkl is 89 years old and has no

qualifying survivors to substitute in this matter should she die before this appeal is resolved. In the interests of justice the 21 day period for the entry of judgment and the 60 day period for mandate should be waived and judgment as well as mandate be entered forthwith so that this matter can be returned to the Board as soon as possible.

Mrs. Pirkel's counsel as required by rule has consulted counsel for Appellee and has been advised that this motion will not be opposed by the Appellee.

WHEREFORE, Mrs. Pirkel respectfully move the Court to waiver of the 21 day period for the entry of judgment and the 60 day period for mandate in this matter so this case can be returned to the Board of Veterans Appeals without delay.

Respectfully Submitted,

/s/Kenneth M. Carpenter

Kenneth M. Carpenter

Counsel for Appellant

Regina M. Pirkel

Electronically filed on January 4, 2019