

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

<b>JOSEPH SPELLERS,</b>	)	
	)	
Appellant,	)	
	)	
v.	)	Vet. App. No. 16-4053
	)	
<b>ROBERT L. WILKIE,</b>	)	
Secretary of Veterans Affairs,	)	
	)	
Appellee.	)	

**APPELLEE’S UNOPPOSED MOTION FOR AN EXTENSION OF TIME  
TO RESPOND TO APPELLANT’S APPLICATION FOR ATTORNEYS’  
FEES UNDER EAJA UNTIL MARCH 4, 2019**

Pursuant to U.S. Vet. App. R. 26(b), Appellee, Robert L. Wilkie, Secretary of Veterans Affairs, respectfully moves the Court for a 45-day extension of time within which to respond to Appellant’s Application for Attorneys’ Fees Under EAJA. The Secretary’s response would be due on January 16, 2019.

The request for more time is being made because the undersigned counsel has recently been assigned this case and her current deadlines and workload considerations in other cases pending before the Court, preclude completion of Appellee’s response at this time.

Appellant has previously been granted 90-days extension in the case thus far. Appellee has been granted an extension of 60 days in the case thus far.

On behalf of the Secretary, counsel expresses regret to the Court and Appellant for any inconvenience caused by the delay in filing the Secretary's response. However, in view of the aforesaid circumstances, an extension of 45 days, until March 4, 2019, is requested.

Counsel for the Appellant does not oppose this motion.

**WHEREFORE**, Appellee Robert L. Wilkie, Secretary of Veterans Affairs, respectfully moves the Court for an extension of time to file a response to Appellant's Application for Attorney's fees, until March 4, 2019.

Respectfully submitted,

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General Counsel

**MARY ANN FLYNN**  
Chief Counsel

/s/ Carolyn F. Washington  
**CAROLYN F. WASHINGTON**  
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/s/ Lori M. Jemison  
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