

**ROBERT L. MARTIN,** )  
) )  
Appellant, )  
) )  
v. ) Vet. App. No. 17-2773  
) )  
**ROBERT L. WILKIE,** )  
Secretary of Veterans Affairs, )  
) )  
Appellee )

Pursuant to United States Court of Appeals for Veterans Claims Rule 27, Appellee Robert L. Wilkie, Secretary of Veterans Affairs, respectfully moves the Court for an extension of time of forty-five (45) days within which to file Appellee's Response to Appellant's Application for Attorney Fees and Expenses filed under the Equal Access to Justice Act (EAJA). But for this extension, the response would have been due by April 5, 2019.

In compliance with Rule 26(b)(2), the Secretary notifies the Court that he has not requested any other extensions of time to file the response to Appellant's

EAJA application and Appellant has received zero (0) days of extension time in the EAJA application phase in this case.

Accordingly, Appellee respectfully requests an extension of time, until May 20, 2019, to file the Appellee's response.

Counsel for the Appellant does not oppose this motion.

**WHEREFORE**, the Secretary moves the Court for a 45-day extension of time, until May 20, 2019 within which to file the response to appellant's EAJA application.

Respectfully submitted,

**JAMES M. BYRNE**  
General Counsel

**MARY ANN FLYNN**  
Chief Counsel

/s/ Carolyn F. Washington  
**CAROLYN F. WASHINGTON**  
Deputy Chief Counsel

/s/ Jelani A. Freeman  
**JELANI A. FREEMAN**  
Appellate Attorney  
Office of the General Counsel (027D)  
U.S. Department of Veterans Affairs  
810 Vermont Avenue, NW  
Washington, DC 20420  
(202) 632-6931  
Jelani.Freeman@va.gov

Attorneys for Appellee  
Secretary of Veterans Affairs