

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

ERIC J. STEWART,)	
Appellant,)	
)	
v.)	Vet. App. No. 15-4458
)	
ROBERT L. WILKIE,)	
Secretary of Veterans Affairs,)	
Appellee.)	

**APPELLEE’S UNOPPOSED MOTION FOR AN EXTENSION OF TIME,
TO DECEMBER 2, 2019, IN WHICH TO RESPOND TO APPELLANT’S
APPLICATION FOR ATTORNEY’S FEES**

Pursuant to U.S. Vet. App. R. 26(b) and 27(a), the Secretary, respectfully moves this Court for a 45-day extension of time, to December 2, 2019, within which to respond to Appellant’s application for attorney’s fees pursuant to the Equal Access to Justice Act (EAJA). But for this motion, the Secretary’s response would be due on or before Thursday, October 17, 2019.

Appellee assures the Court that the purpose of this motion is for good cause. Pending deadlines in other cases before this Court will preclude completion of the Secretary’s review of Appellant’s application within the prescribed filing period and the drafting of a response thereto. Additional time is requested to complete review of Appellant’s application and prepare an appropriate response.

Neither party has been granted any days of extension time in the attorney-fee application phase of the instant case. Appellant does not oppose this motion.

Wherefore, Appellee moves this Court to grant his unopposed motion for a 45-day extension of time to respond to Appellant’s application for attorney’s fees.

Respectfully submitted,

RICHARD J. HIPOLIT
Acting General Counsel

MARY ANN FLYNN
Chief Counsel

/s/ Richard A. Daley
RICHARD A. DALEY
Deputy Chief Counsel

Date: October 17, 2019

/s/ James L. Heiberg
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