

UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS
625 Indiana Avenue, NW Suite 900
Washington, DC 20004-2950

APPELLANT'S INFORMAL BRIEF

Docket No: 19-5101

Donna K. Coburn,

Appellant,

v.

Robert L. Wilkie,
Secretary of Veterans Affairs,

Appellee.

Type or legibly write your answers to each question. If the Court cannot read your handwriting, your brief may be returned to you.

1. If there is more than one issue listed on the first page of the Board decision, which issue(s) are you appealing?

Please note that if you choose not to list an issue here, the Court might not review that issue.

Issue Gender BIAS — Defined
Added to the case per others grammatical set
Not acknowledged or with informed CONSENT social aspects
by per se Appellant Donna Kay (Ninen) Coburn
16340/8857

Context - Space and Time / Environment SEE ALSO RECORDS
Questions 2-6 ask you for information regarding the issues you believe were incorrectly decided OF DOCKET NO. 10-27428
by the Board.

2. For each issue you listed in Question 1, did the Board incorrectly state any facts?

If yes, what are the correct facts? Please list the page number(s) from the Record Before the Agency (RBA) that support your argument. Yes ___ No ___ See below

Many Facts were not listed and the MST-PTSD
information was highly edited.

Gender Bias is universal. Placed in the military setting/Trauma
Both hubris and feminism people place the mission in chaos.
Life-Death and Leadership concerns are constants
in the situational ethics present.

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2. continued In the 50 plus years of health care
As provider and military Registered Nurse. I have witnessed
the many transitions both BOTH Female & Male Cultural status
changes. Lack of TEAM unity AND acceptance of Lawful orders is of

3. Are there any documents in the Record Before the Agency (RBA) that support your claim(s)? ^{BASE CONCERN}
Yes ☒ No ☐

If yes, what are those documents? Please list the page number(s) in the RBA where they can
be found and explain why you think they support your claim.

See listing on the Reference Page
in this brief.

Page 4

4. Did VA fail to obtain any documents identified by you or your representative or mentioned
in the Record Before the Agency (RBA) when it was gathering evidence for your case?

Yes ☐ No ☐ UNKNOWN

If yes, list the page number(s) of the RBA that show that these documents exist and explain:

- How each document relates to your claim(s) WHAT ORDER FROM Docket No. 10-27498
- Why each document is important to your case MILITARY HISTORY
Gender ISSUES

The Court cannot consider documents that were not before the Board. Also, please do not
attach any pages from the RBA.

See listing - Reference Page

Page 4 this brief

SEE RECORDS OF Docket No 10-27498

5. To your knowledge, did the Board fail to apply or misapply any law, case, or regulation?

Yes ☒ No ☐

If yes, what is that law, case, or regulation and how should the Board have applied it?

CODE OF CONDUCT

Professional Ethics

Army Regulations

RE: OBSERVATIONS

AND

Reporting

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6. Do you think that the Board decision is wrong for any other reason(s)?

Yes ___ No ___ (see below)

If yes, what are those reason(s)? Please list the page number(s) from the RBA that support your argument.

The Court ruling did not address the Gender Bias
Issue in the 4 June 2019 Docket No. 10-27498
Ruling and Order
The facts are noted - MST (Military Sexual
Trauma) and POST TRAUMA STRESS DISORDER
IS DOCUMENTED IN MULTIPLE VENUES.

Finally, Questions 7-8 ask you for information that will help the Court process your case.

7. What action do you want this Court to take?

CONCLUSION: Rule on BIAS Issue

Accept my appreciation for your time and
willingness to hear/read/see. this appeal

8. If you needed extra pages to answer the questions above, how many extra pages did you attach to this form? 4

COPIES MADE - MULTIPLE

Please remember that your brief cannot exceed 30 pages total (including this form). Do not attach any pages from the RBA.

On any attached pages, make sure to include your name and your Court docket number.

Please sign and date this form after you have finished completing it.

Appellant's Telephone Number: 406 722-2474 NO MACHINE ATTACHED

Appellant's Address: 75 Parkway Drive ALBERTON, MONTANA
MAIL P.O. BOX 309

Appellant's Signature:

Donna Kay (Niner) Coburn Date: 1-10 NOV 2019

Respectfully Page 3 of 7

1-10 NOV 2019

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END OF STATEMENT

References

19-5101

Webster Random House College Dictionary
ISBN 0375 42560-8 APRIL 2000

Reader's Digest World War II Special Edition July 2014 THREE PARTS
Page 23 Females Joined the Fight Topix Media Lab

Great Courses

FROM

Donna KACoburn

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THE TEACHING COMPANY

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SCIENCE in the Twentieth Century (A SOCIAL-INTELLECTUAL SURVEY)

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Army Echoes New's Letter Arlington VA 222 02-3531 JAN 2020

Book Nightingale, Florence Notes on Nursing what it is & what it should be
HARRISON and SONS London 1860 CHARGE IT IS NOT

Department of Defense THE ARMED FORCES OFFICER

DOD PAM 1/20 Published 1950 CHAPTER 7 Leadership

CODE OF CONDUCT - meaning of Commission CHAPTER ONE

AMERICANS IN COMBAT CHAPTER TWENTY-SIX P234

COMPTON PIERCE Colonel's Lady and Camp Follower

ST MARTIN Press New York © 1970

(CRIMEAN WAR)

LOC 78-166502 Eyewitness Account

Attachments - AMERICAN LEGIONS Legionnaire

EXCERPTS - Both sides of page used

Consent to Release Information From Veterans
Admin Files - Revised Form 28 Oct 2013 SIGNED/DATED

Prior document forwarded
(NOT INCLUDED) Request for Per Se

Letter dated
26 July 2019

UNPRO Rocket No

10-27498

Docket No 19-5101

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SSAN

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LOC = Library of Congress

DOD = Department of Defense

original

Received

31 Aug 19



CONSENT TO RELEASE OF INFORMATION FROM VA FILES

This form must be personally signed by the veteran or beneficiary to whom the records pertain, or his/her legal guardian. Legal counsel or representative may not sign it.

In the case of a deceased veteran, the next of kin, executor, administrator or other personal representative of the decedent's estate must sign the form. In

cases in which the litigant is not the veteran, beneficiary, or personal representative of the decedent's estate, the litigant must decide to obtain the veteran's, beneficiary's, or representative's signature, or move the Court for a specific order for release of documents and material in the custody of the Department of Veterans Affairs.

Failure to return a signed consent to the release of documents and material in the custody of the Department of Veterans Affairs may result in a delay in the pending litigation.

By signing this form, I hereby request and authorize the Secretary of Veterans Affairs to release to the U.S. Court of Appeals for Veterans Claims documents and other material from VA files that are relevant to the instant litigation, including any decision rendered by the Board of Veterans' Appeals relevant to this litigation.

In the event information to be released includes information regarding treatment for drug abuse, infection with human immunodeficiency virus (HIV), alcoholism or alcohol abuse, or sickle cell anemia protected by 38 U.S.C. § 7332, I specifically consent to that disclosure as well.

I understand that any documents and materials that might otherwise be protected by 38 U.S.C. § 5701, and any Board of Veterans' Appeals decision will become public unless I seek and am granted a sealing of the record by the Court pursuant to the Court's E-Rule 8 and Rule 48 of the Court's Rules of Practice and Procedure. Rediscovery of my medical records by those receiving the above-authorized information may be accomplished without any further written authorization and may no longer be protected.

I may revoke this consent to disclosure at any time, but if not revoked before action is taken in reliance upon it, this consent shall automatically expire on the date this litigation is withdrawn; or, if not withdrawn, on the date of final decision by the U.S. Court of Appeals for Veterans Claims, or final resolution of any subsequent appeals to the U.S. Court of Appeals for the Federal Circuit or the Supreme Court of the United States, whichever comes last.

(KN)

DONNA COBURN

Name (Please Print)

19-5101

Docket Number

Donna K(N) Coburn

Signature (Indicate if Court-Appointed Guardian)

1-10 NOV 2019

Date

Please see back of form for additional instructions about receiving the Record Before the Agency.

Steve Daines

UNITED STATES SENATOR FOR MONTANA

NEW REPORT HIGHLIGHTS SCAMS TARGETING VETERANS

Recently, the Government Accountability Office released a report on protecting veterans from financial exploitation. GAO discussed several scams targeting veterans, including pension poaching and charging veterans unreasonable fees. The report makes four recommendations for additional action that the VA should take to protect veterans.



The nonpartisan GAO report reaffirms the need for my bill, the FREE Veteran Act. Consistent with the report's finding, my bill calls for the reinstatement of a penalty and the collection of data about bad actors who exploit veterans. The GAO report only furthered my resolve to pass my bill to protect veterans from financial scams.

SUPPORTING THE MILITARY,
VETERANS, AND THEIR FAMILIES

U.S. SENATOR FOR MONTANA

 **JON TESTER**

Senator urges Seaman Apprentice William Fields & 73 others to be added to the Vietnam Memorial Wall

(U.S. SENATE) – U.S. Senator Jon Tester is continuing his push to honor a Great Falls Vietnam veteran who died during the sinking of the USS Frank E. Evans 50 years ago.

Tester joined a bipartisan, bicameral group of members urging the Senate Armed Services Committee and House Armed Services Committee

to include the USS Frank E. Evans Act in this year's National Defense Authorization Act (NDAA).

“Young sailors like William Fields made the ultimate sacrifice 50 years ago protecting the freedoms we enjoy today,” said Tester, Ranking Member of the Senate Veterans' Affairs Committee. “Now, it is time to honor these sailors on behalf of an eternally grateful nation. We must properly commemorate Seaman Apprentice Fields and other Vietnam War heroes like him, by ensuring their names are never forgotten.”

Seaman Apprentice William Fields died when the USS Frank E. Evans sank during the Vietnam War in the South China Sea on June 3, 1969. Because the ship was just outside the conflict boundary zone, Fields and his 73 crewmates were not initially included on the Vietnam Memorial Wall in Washington D.C. The bipartisan bill would add the names of these sailors, also known as the “Lost 74,” to the Vietnam Memorial wall.

Fields was born in Great Falls, where his father served in the U.S. Air Force. He reported aboard the USS Frank E. Evans just 17 days before the ship sank. He was 19 years old.



Historic command: Schlosser becomes ERDC's first female commander

BY JOHN SURRETT | THE VICKSBURG POST | 09/06/2019

History was made Friday at the U.S. Army Engineer Research and Development Center with the installation of ERDC's 11th and first female commander, Col. Teresa Schlosser, during a change of command ceremony. [Schlosser is a member of Helena Post 2]



COURTLAND WELLS/THE VICKSBURG POST

Col. Teresa Schlosser takes part in the Change of Command Ceremony Friday [Sept. 6, 2019] at the U.S. Army Engineer Research and Development Center (ERDC). Schlosser took command from Col. Ivan Beckman, who is retiring from the Army after 30 years of service. Schlosser is the 11th and first female commander of ERDC.

Schlosser replaces Col. Ivan Beckman, who is retiring from the Army after 30 years and pursuing a Ph.D. in mechanical engineering from Mississippi State University.

Maj. Gen. Richard Kaiser, former commander of the Corps' Mississippi Valley Division and deputy chief of engineers and deputy commanding general for the Corps, told Beckman, "You were the right commander for ERDC at the right time. What a great opportunity you had. Your leadership has been tremendous."

organization will continue to do wonderful things for this nation and the U.S. Army Corps of Engineers."

Schlosser called ERDC "the Willie Wonka Chocolate Factory for engineers," adding ERDC director Dr. David Pittman called ERDC "Disneyland for engineers, so somewhere between the two is the right description for what ERDC does."

The more she learns about ERDC, she said, "The more I am amazed. You just do so much, and it is my honor to be a part of this organization."

After the ceremony, Schlosser said she was excited to be taking command of ERDC. And while she believes there is some pressure being the center's first female commander.

"I think the Army gives women more opportunities than any other profession," she said. "I'm often the only woman in the room and I'm very used to being the first woman in the room."

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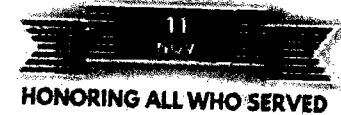


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VETERANS DAY



Volume 97, No. 2

November 2019 — January 2020

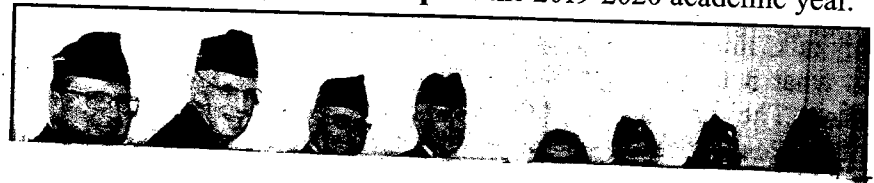
James W. "Bill" Oxford National Commander of The American Legion 2019-2020

James W. "Bill" Oxford was elected national commander of the nearly two million-member American

ANAVICUS Fr. Harrington 2019-2020 Scholarship Recipient

Carroll Senior Nursing major Amelia Schuver of Portland, OR has received a \$1,500 Reverend Frank Lawrence Harrington (ANAVICUS) Scholarship for the 2019-2020 academic year.

The award is in recognition of academic achievement, leadership potential and spiritual



Docket No
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1-10 NOV 2019

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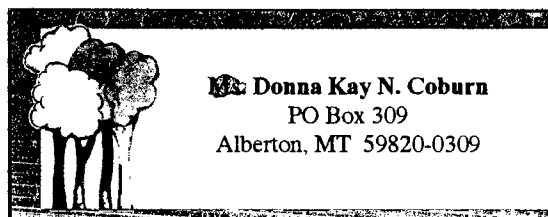
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