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

No. 18-2708

PHILIP W. ROSE, APPELLANT,

v.

ROBERT L. WILKIE,  
SECRETARY OF VETERANS AFFAIRS, APPELLEE.

Before PIETSCH, MEREDITH, and FALVEY, *Judges*.

**ORDER**

*Note: Pursuant to U.S. Vet. App. R. 30(a),  
this action may not be cited as precedent.*

Veteran Philip W. Rose appeals through counsel a March 7, 2018, Board of Veterans' Appeals decision denying entitlement to a specially adapted housing or special home adaptation (SHA) grant. In his brief, Mr. Rose specified that he was challenging only the denial of the SHA grant. Appellant's Brief at 2. On July 25, 2019, the case was submitted to a panel of the Court and oral argument was scheduled for December 10, 2019.

On November 13, 2019, the parties filed a joint motion to terminate the appeal, along with a stipulated agreement. In the stipulated agreement, the Secretary agreed to grant Mr. Rose eligibility for SHA and, as part of the award, to reimburse him for the \$1,050 he had already spent for an air filtration system. The Court will grant the parties' motion.

Based on the parties' explicit waiver of their appellate rights, under Rule 41(b) of the Court's Rules of Practice and Procedure, this order will serve as mandate of the Court. *See Bly v. Shulkin*, 883 F.3d 1374, 1377 (Fed. Cir. 2018).

Upon consideration of the foregoing, it is

ORDERED that the parties' joint motion to terminate the appeal is GRANTED. It is further

ORDERED that this order is the mandate of the Court.

DATED: November 22, 2019

PER CURIAM.

Copies to:

Glenn R. Bergmann, Esq.

VA General Counsel (027)