

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

CYNTHIA A. DUNN,
Appellant,

v.

ROBERT L. WILKIE,
Secretary of Veterans Affairs,
Appellee.

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Vet.App. No. 18-5699

**APPELLEE’S UNOPPOSED MOTION FOR LEAVE TO FILE THE
SECRETARY’S AMENDED RECORD OF PROCEEDINGS**

Pursuant to United States Court of Appeals for Veterans Claims Rule 26(b), Appellee, Robert L. Wilkie, Secretary of Veterans Affairs, respectfully moves the Court for leave to file the Secretary’s Amended Record of Proceedings (ROP), and as grounds therefore, states the following:

The Secretary filed a ROP on December 16, 2019. Communication with Appellant’s counsel on January 3, 2020, uncovered a typographical error in the formation of the ROP, which resulted in the omission of several pages from the ROP.¹ Counsel has prepared an Amended ROP which includes the missing pages and is being submitted alongside this motion for leave.

¹ The Court should also be aware that the Secretary’s brief, as filed on October 15, 2019, contained a typographical error in the Record of Citations when it cited to pages 708-771. The correct citation should have read “708-717,” and therefore, only those pages have been included in the Amended Record of Proceedings.

Appellant's counsel has been consulted with respect to this motion and has advised that Appellant is unopposed to the motion.

Counsel for the Appellee apologizes to the Court, and to the Appellant, for any inconvenience caused by the need to serve an amended ROP.

WHEREFORE, Appellee, Robert L. Wilkie, Secretary of Veterans Affairs, respectfully requests that the Court grant Appellee's motion for leave.

Respectfully submitted,

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Acting General Counsel

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Chief Counsel

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