

MOTION GRANTED

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

**Margaret Bartley
Chief Judge**

February 26, 2020

PASQUAL OLVERA,)
)
Appellant,)
)
v.)
)
ROBERT L. WILKIE,)
Secretary of Veterans Affairs,)
)
Appellee.)

Vet. App. No. 19-3403

**APPELLEE’S MOTION FOR LEAVE TO FILE
APPELLEE’S BRIEF OUT OF TIME**

Pursuant to U.S. Vet.App. Rules 26 and 45(g), Appellee Robert L. Wilkie, Secretary of Veterans Affairs, respectfully requests leave of the Court to file Appellee’s Brief, out of time.

This motion is being filed because although Appellee’s counsel mailed the Brief to Appellant on February 20, 2020, timely, she inadvertently failed to file the same Brief electronically. As such, the Secretary respectfully seeks leave to file his Brief out of time. The Secretary apologizes to the Court and to Appellant for any inconvenience caused and assures the Court that efforts will be made to ensure such mistakes are not made in the future.

Appellant is acting *pro se* in this matter.

WHEREFORE, Appellee, Robert L. Wilkie, Secretary of Veterans Affairs, respectfully requests leave to file Appellee’s Brief out of time.

Respectfully submitted,

WILLIAM A. HUDSON, JR.
Acting General Counsel

MARY ANN FLYNN
Chief Counsel

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

/s/ Shekeba Morrad
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CERTIFICATE OF SERVICE

I certify under possible penalty of perjury under the laws of the United States of America that, on February 21, 2020, a copy of the foregoing was mailed postage prepaid to:

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/s/ Shekeba Morrad
SHEKEBA MORRAD
Counsel for Appellee