

Not published

UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS

No. 19-7347

JACKSON C. KILLEN,

APPELLANT,

v.

ROBERT L. WILKIE,
SECRETARY OF VETERANS AFFAIRS,

APPELLEE.

ORDER

The appellant's Notice of Appeal states that the Board of Veterans' Appeals (Board) decision on appeal was mailed on October 9, 2019. He makes reference to the evaluation of skin cancer of the bilateral arms, squamous cell skin cancer, and actinic keratosis. The Secretary reports that no final Board decision, issued on or about that date, exists in the appellant's name. As a result, the Secretary, on November 13, 2019, moved to dismiss the instant appeal for lack of jurisdiction. Under the law, this Court may only review final Board decisions which have been decided against a claimant. Additionally, the Secretary has filed a motion to stay proceedings pending action on his motion to dismiss. It is

ORDERED that the Secretary's motion to stay proceedings is granted nunc pro tunc to November 13, 2019. It is further

ORDERED that, within 20 days after the date of this order, the appellant must explain why the Court should not dismiss this appeal. Such an explanation should include a copy of the decision he seeks to appeal. If the appellant fails to do so, the Court may dismiss this appeal without further notice. Proceedings on this appeal are stayed until further order of the Court.

DATED: February 26, 2020

FOR THE COURT:

GREGORY O. BLOCK
Clerk of the Court

By: /s/ Cynthia M. Brandon-Arnold
Cynthia M. Brandon-Arnold
Chief Staff Attorney/Deputy Clerk

Copies to:

Jackson C. Killen

VA General Counsel (027)

jjw