UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS

ERIC A. JOHNSON,	)	
Appellant,	)	
	)	
v.	)	
	)	**Vet. App. No. 19-4306**
ROBERT L. WILKIE,	)	
Secretary of Veterans Affairs,	)	
Appellee.	)	

SECOND AMENDED APPELLANT'S UNOPPOSED MOTION FOR A 28-DAY EXTENSION OF TIME, UNTIL FRIDAY, APRIL 24, 2020, TO FILE APPELLANT'S BRIEF

Pursuant to U.S. Vet. App. R. 26(b), Appellant respectfully submits this revised motion requesting a 28-day extension of time, until April 24, 2020 to file Appellant's brief in this case. Appellant's brief was due to be filed with the Clerk of the Court on March 27, 2020.

This is the fourth extension sought in this action. The past three motions combined sought a total extension of 52 days. This fourth extension seeks 28 more days for a total of 80 days. The Secretary has not moved for any extensions of time in this case.

The parties have agreed to a Joint Remand Motion, but on February 28, 2020, Appellant moved for a 30-day extension to file Appellant's brief because the undersigned counsel was unable to reach Appellant to inform him of the motion for remand. Prior to that, on December 20, 2019, Appellant moved to reschedule the

telephonic briefing conference from the originally scheduled date of January 14, 2020 until January 27, 2020 (7 days). On September 13, 2019, Appellant moved for an extension of time to respond to the Record Before the Agency (45 days). That motion pre-dated the undersigned being assigned this case by the Veterans Consortium Pro Bono Program.

This current extension of time is required because counsel for the Appellant now believes Appellant is deceased and needs additional time to confirm that and determine whether there is anyone to substitute for him in this appeal.

Counsel for the Secretary, Anna Castillo, Esq., indicated that the Secretary is **not opposed** to this motion.

WHEREFORE, Appellant respectfully requests that the Court grant this unopposed motion for an extension of time.

Dated: April 7, 2020
Albany, NY

Respectfully Submitted,

FOR APPELLANT:

/s/ Diane Hester

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