IN THE UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS

PETER VAN DERMARK)		MOTION GRANTED August 26, 2020 For the Panel
Appellant,)		Ja The
v.)	Vet. App. No. 19-2795	Joseph L. Toth Judge
ROBERT L. WILKIE, Secretary of Veterans Affairs,		
Appellee.		

UNOPPOSED MOTION FOR LEAVE FOR MODERN MILITARY ASSOCIATION OF AMERICA AND NATIONAL VETERANS LEGAL SERVICES PROGRAM TO FILE A BRIEF OF AMICI CURIAE

National Veterans Legal Services Program (NVLSP) and Modern Military Association of America (MMAA) submit this motion for leave to file a brief of *amici curiae* in support of Peter Van Dermark. Under U.S. Vet. App. Rule 29(b), a motion for leave to file must be accompanied by the proposed brief and state: (1) the movant's interest and whether all parties consent to the filing of the brief; (2) why the matters asserted are relevant to the disposition of the case; and (3) why the Court should grant leave to file the motion.

NVLSP is an independent nonprofit organization that has represented thousands of individual service members and veterans, participated as *amicus curiae* in support of service members and veterans in numerous agency and court actions, and served and continues to serve as class counsel for certified classes of veterans and their dependents. MMAA is one of the country's largest non-profit, non-partisan legal services, policy, and watchdog organizations. They share a common interest in ensuring that, whenever

Congress guarantees a benefit to our nation's veterans or their dependents, the Secretary of Veterans Affairs does not eliminate or restrict eligibility for any of Congress' intended beneficiaries.

NVLSP's and MMAA's proposed brief of *amici curiae* emphasizes certain aspects relating to Congress intent for the statutes at issue in this appeal, which may be dispositive of the appeal. They request that the Court grant leave to file their proposed brief.

This motion is unopposed.

December 2, 2019

Respectfully submitted,

/Emily M. Wexler/ SIDLEY AUSTIN LLP One South Dearborn Chicago, IL 60603 ewexler@sidley.com (312) 853-7074

Counsel for Amici Curiae