MOTION GRANTED

For the Panel



Michael P. Allen
Judge
September 9, 2020

IN THE UNITED STATES COURT OF APPE
FOR VETERANS CLAIMS

THURMAN FULLER, JR.,	)	
Appellant,	)	
	)	
v.	)	Vet.App. No. 18-7000
	)	
ROBERT L. WILKIE,	)	
Secretary of Veterans Affairs,	)	
Appellee.	)	

APELLANT'S UNOPPOSED MOTION TO POSTPONE AND RESCHEDULE THE ORAL ARGUMENT SCHEDULED FOR SEPTEMBER 18, 2020

Pursuant to U.S. Vet. App. R. 27 and R. 34(d) the Appellant respectfully moves the Court to reschedule the oral argument in this case that is currently scheduled for September 18, 2020, at 10:00 AM.

As good cause for this motion, the undersigned notes that Appellant's lead counsel in this case has recently and unexpectedly experienced health concerns, for which an appointment and procedure have been scheduled for September 18, 2020. As a result, the ability of Appellant's lead counsel to prepare for the upcoming argument has been impaired. Lead counsel's participation in the oral argument is the most efficient use of the Appellant's limited resources because having another attorney take over at this stage would require him or her to duplicate any review the lead counsel has already undertaken in a very short time frame. Additionally, while this is the second request to reschedule oral argument in this case, it is the first and only request to reschedule oral argument by

Appellant. A request by the Secretary to reschedule oral argument was granted under similar circumstances, satisfying the good cause standard of Rule 34(d).

Respectfully, Appellant requests that the oral argument be rescheduled. After conferring with the Secretary's counsel, the Appellant proposes any day the Court regularly conducts business as early as November 2, 2020. On behalf of Appellant, the undersigned Counsel expresses regret for any inconvenience that this may cause the Court or the Secretary.

Counsel for the Secretary does not oppose this motion.

WHEREFORE, Appellant respectfully requests that the Court grant the unopposed motion to reschedule the oral argument currently scheduled for September 18, 2020, to any day the Court regularly conducts business as early as November 2, 2020, praying that the Court will consider the circumstances identified herein.

Respectfully submitted,

/s/ Victoria R. Danta
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