

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

GEORGE ROSEBERRY,)	
Appellant,)	
)	
v.)	Vet. App. No. 20-0945-EAJA
)	
DENIS MCDONOUGH,)	
Secretary of Veterans Affairs,)	
Appellee.)	

APPELLEE’S UNOPPOSED MOTION FOR STAY OF PROCEEDINGS

Pursuant to U.S. Vet. App. Rules 5(a)(3) and R. 27, the Secretary moves the Court to stay proceedings in this case. This motion is made in the interest of judicial efficiency pending a ruling on the Secretary’s motion to dismiss filed simultaneously with this motion. In that motion, the Secretary moved the Court to dismiss Appellant’s application for an award of attorney fees, costs, and other expenses under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412, because it was untimely. Should the Court grant that motion, Appellee’s response to Appellant’s EAJA application, which is otherwise due on January 27, 2022, would be unnecessary. Therefore, a stay of proceedings is sought to conserve judicial resources until the Court’s ruling on the motion to dismiss.

Appellant’s counsel is unopposed to this motion.

WHEREFORE, the Secretary respectfully moves the Court to grant a stay of proceedings.

Respectfully submitted,

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