

*Not published*

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

No. 18-4730

THOMAS SMITH,

APPELLANT,

v.

DENIS McDONOUGH,

SECRETARY OF VETERANS AFFAIRS,

APPELLEE.

Before GREENBERG, ALLEN, and FALVEY, *Judges*.

**ORDER**

*Note: Pursuant to U.S. Vet. App. R. 30(a),  
this action may not be cited as precedent.*

On September 6, 2022, oral argument was held in the above matter. During oral argument, from the bench, the Court ordered the parties to file certain documents with the Court.

The Court ordered the Secretary to file copies of any notification letters containing instructions for continuing the appeal that were sent to Ms. Hicks or Mr. Smith's estate after Mr. Smith's death. The Court ordered the proposed substitute-appellant's counsel to file a copy of any form requesting a determination of Ms. Hicks's eligibility as an accrued benefits claimant that was submitted to VA after Mr. Smith's death. And the Court ordered the proposed substitute-appellant's counsel to file a copy of an order from a court of competent jurisdiction appointing Ms. Hicks as the personal representative of Mr. Smith's estate. This order memorializes the bench order.

Upon consideration of the foregoing, it is

ORDERED that, within 7 days from the date of this order, the parties will file the above documents with the Court.

DATED: September 7, 2022

PER CURIAM.

Copies to:

Jeffrey N. Martin, Esq.

VA General Counsel (027)