

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

JOHN F. JOE,

Appellant,

v.

DENIS MCDONOUGH,

Secretary of Veterans Affairs,

Appellee.

Docket No. 22-4543

Motion to Stay

After many phone calls and a letter to Mr. Joe explaining his case, he agreed that he should move to dismiss his appeals. So I sent him a letter confirming his decision back in mid-February. He told me he had received it and would return it. He never did. And I have since emailed him several times, left at least ten voicemails, and sent him three letters in the regular mail to contact us. He has not.

I cannot move to dismiss. But I also do not want to withdraw as counsel without trying a bit longer to get a hold of Mr. Joe—he may be hospitalized or unavailable for some reason out of his control. I believe there will never be oral argument in this case, but I cannot ask to cancel it until I talk with Mr. Joe. Thus, the Court should

stay his appeal. I expect any granted stay to cause the Court to cancel the oral argument, but I will move for that separately if not.

Mr. Joe moves the Court to stay this appeal until he contacts the Court with either a dispositive motion or a notice that Mr. Joe has reached out and would like to continue toward oral argument.

The Secretary is unopposed to this motion.

March 7, 2023.

Submitted,

/s/ Harold Hoffman

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