

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

**Notice of Appeal**

The following named appellant appeals to the Court from a final Board of Veterans' Appeals (BVA) decision. The BVA's decision was dated \_\_\_\_\_.

\_\_\_\_\_  
Appellant's printed name

\_\_\_\_\_  
VA claims file number

\_\_\_\_\_  
Appellant's address

\_\_\_\_\_  
Appellant's telephone number

\_\_\_\_\_  
Signature of person filing this notice

***Only if this Notice of Appeal is filed by a representative, check one of the following:***

- My Notice of Appearance is attached.
- My representation is limited to the filing of this Notice of Appeal (*complete items below*).

\_\_\_\_\_  
Representative's printed name

\_\_\_\_\_  
Representative's address

\_\_\_\_\_  
Representative's telephone number

**INSTRUCTIONS**

***Send this Notice of Appeal (NOA) (original only) to:***

***Clerk, US Court of Appeals for Veterans Claims  
625 Indiana Avenue, NW, Suite 900  
Washington, DC 20004-2950***

***You may send this NOA by facsimile transmission to (202) 501-5848 or by means other than the USPS. If you do that, or if you mail the NOA and it does not bear a legible USPS postmark, the NOA will be too late if it arrives at the Court after the 120-day time limit. The Court cannot extend the time limit.***

***It will be in time if it is properly addressed to the Court and bears a legible postmark affixed by the United States Postal Service (USPS) within 120 days after the mailing date of the BVA decision that you are appealing. A postage-metered date imprint other than one affixed by USPS does not qualify.***

***There is a \$50 filing fee for an appeal. Send a check or money order, payable to "US Court of Appeals for Veterans Claims," with this NOA. Do not send cash. To request a waiver of the filing fee, attach a completed Form 4 (Declaration of Financial Hardship).***

**As of April 22, 2009, this form has been updated to a fillable PDF format. You may still print this form and write in your information if you prefer.**



## CONSENT TO RELEASE OF INFORMATION FROM VA FILES

By signing this form, I hereby request and authorize the Secretary of Veterans Affairs to release to the U.S. Court of Appeals for Veterans Claims documents and other material from VA files that are relevant to the instant litigation, including any decision rendered by the Board of Veterans' Appeals relevant to this litigation.

In the event information to be released includes information regarding drug abuse, infection with human immunodeficiency virus (HIV), alcoholism or alcohol abuse, or sickle cell anemia protected by 38 U.S.C. § 7332, I specifically consent to that disclosure as well.

I understand that any documents and materials that might otherwise be protected by 38 U.S.C. 5701, and any Board of Veterans' Appeals decision will become public unless I seek and am granted a sealing of the record by the Court pursuant to the Court's E-Rule 8 and Rules of Practice and Procedure 48 of the Court. Redisclosure of my medical records by those receiving the above-authorized information may be accomplished without any further written authorization and may no longer be protected.

I may revoke this consent to disclosure at any time, but if not revoked before action is taken in reliance upon it, this consent shall automatically expire on the date this litigation is withdrawn; or, if not withdrawn, on the date of final decision by the U.S. Court of Appeals for Veterans Claims, or final resolution of any subsequent appeals to the U.S. Court of Appeals for the Federal Circuit or the Supreme Court of the United States, whichever comes last.

\_\_\_\_\_  
Name (Please Print)

\_\_\_\_\_  
Docket Number

\_\_\_\_\_  
Signature (Indicate If Court-Appointed Guardian)

\_\_\_\_\_  
Date

### INSTRUCTIONS

This form must be personally signed by the veteran or beneficiary to whom the records pertain, or his/her legal guardian. Legal counsel or representative should not sign it.

In the case of a deceased veteran, the next of kin, executor, administrator or other personal representative of the decedent's estate must sign the form. In cases in which the litigant is not the veteran, beneficiary or personal representative of the decedent's estate, the litigant must make arrangements to obtain the veteran's, beneficiary's or representative's signature, or move the Court for a specific order for release of documents and material in the custody of the Department of Veterans Affairs.

**Failure to properly consent to the release of documents and material in the custody of the Department of Veterans Affairs may result in a delay in the pending litigation.**

Revised 12/22/2009