

Designated for publication

UNITED STATES COURT OF VETERANS APPEALS

No. 91-1665

ROBERT R. DAVENPORT,

Appellant,

v.

VA File No. 29 754 186

JESSE BROWN,
Secretary of Veterans Affairs,

Appellee.

Before KRAMER, FARLEY, and STEINBERG, *Judges*.

ORDER

On May 6, 1994, this Court ordered the Secretary to file a memorandum by June 6, 1994, addressing various issues pertinent to this appeal. Appellant was permitted and amici were invited to file memoranda not later than 30 days after service of the Secretary's memorandum addressing the same issues. On June 2, 1994, the Secretary filed a motion for a 45-day extension of time within which to file his memorandum. In his motion, the Secretary states that the extension is needed because this appeal presents an issue of first impression of "profound importance to the Department" and requires departmental coordination due to an "estimate that approximately \$400 million in additional program funding . . . may be affected" by the Court's ruling. The Secretary advised that the appendix to the memorandum will contain several hundred pages. According to counsel for the Secretary, appellant opposes the motion.

On consideration of the foregoing, it is

ORDERED that the Secretary's motion for an extension of time up to and including July 21, 1994, to file a memorandum is granted. It is further

ORDERED, notwithstanding the Court's May 6, 1994, order, that, not later than 30 days after service of the Secretary's memorandum, appellant and any amici may file with the Court and serve upon the Secretary a memorandum in response to the Secretary's memorandum.

DATED: June 9, 1994

PER CURIAM.

Copies to:

Mr. Robert R. Davenport
564 Midvale Ave. #8
Los Angeles, CA 90024-2307

General Counsel (027)
Department of Veterans Affairs
810 Vermont Avenue, NW
Washington, DC 20420