

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

**LEMUEL C. BRAY,**  
Appellant,

v.

**DAVID J. SHULKIN, M.D.,**  
Secretary of Veterans Affairs,  
Appellee.

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Vet. App. No. 17-2990

**APPELLEE'S RESPONSE TO THE COURT'S  
DECEMBER 1, 2017, ORDER**

In response to the Court's December 1, 2017, order instructing the Secretary to inform the Court of the steps taken to resolve the dispute over the contents of the record before the agency (RBA), the Secretary states as follows:

The Secretary is continuing his review of Appellant's RBA dispute and attempting to determine if any documents are missing from the RBA and/or locate any documents that are identified as missing.

**WHEREFORE**, the Secretary respectfully responds to the Court's order and advises that the dispute is not resolved. The Secretary will respond again in 15 days.

Respectfully submitted,

**JAMES M. BYRNE**  
General Counsel

**MARY ANN FLYNN**  
Chief Counsel

**CATHERINE A. CHASE**  
Senior Appellate Attorney

/s/ Deborah A. Pride

**DEBORAH A. PRIDE**

Appellate Attorney

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Attorneys for Appellee

Secretary of Veterans Affairs

### **CERTIFICATE OF SERVICE**

On the January 17, 2018, a copy of the foregoing was mailed postage prepaid to:

Lemuel C. Bray  
2833 Main Street  
Torrington, WY 82240

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

/s/ Deborah A. Pride

**DEBORAH A. PRIDE**

Counsel for Appellee