

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

MISC. NO. 16-16

IN RE: RECALL OF RETIRED JUDGE

**ORDER**

Pursuant to 38 U.S.C. § 7257(b)(1), eligible retired Judges of the Court may be recalled by the Chief Judge when further service is needed by the Court. Retired Judge Frank Q. Nebeker, having complied with 38 U.S.C. § 7257, is designated a recall-eligible retired Judge. The Chief Judge of the Court has determined that, if recalled, Judge Nebeker would provide substantial service necessary to meet the needs of the Court.

Upon consideration of the foregoing, it is

ORDERED that, effective February 1, 2017, through April 30, 2017, recall-eligible retired Judge Nebeker is recalled from retired status in accordance with 38 U.S.C. § 7257(b)(1). Judge Nebeker shall have and exercise all the judicial powers and duties of the office of a Judge in active service and shall otherwise perform substantial service for the Court as requested by the Chief Judge. It is further

ORDERED that Judge Nebeker shall serve in recalled status in calendar year 2017 for up to 90 days or its equivalent to review and decide appeals, motions, and other filings with the Court and to perform other substantial service at the request of the Chief Judge. With Judge Nebeker's consent, service may be extended beyond 90 days.

DATED: December 21, 2016

BY THE COURT:



ROBERT N. DAVIS  
Chief Judge