

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

MISC. NO. 05-11

IN RE: RECALL OF SENIOR JUDGES

**ORDER**

WHEREAS Senior Judges John J. Farley, III, and Donald L. Ivers were recalled this past year to perform substantial service to the Court by reviewing and deciding appeals, motions, and other filings with the Court, and

WHEREAS reconsideration and/or panel review has been sought in some of their decisions, and

WHEREAS reconsideration is to be handled by the judge who rendered the initial decision, and that judge is to sit on any resultant panel review or action whenever that judge is available, *see* U.S. VET. APP. R. 35(a), (g); Court's Internal Operating Procedures, ¶ II(d), III(a), and

WHEREAS the Chief Judge of the Court pursuant to 38 U.S.C. § 7257(b)(1) may recall Senior Judges of the Court who have retired but who have agreed to be available for such recall when their service is needed by the Court, and

WHEREAS the Chief Judge of the Court has determined that, if recalled, Senior Judges Farley and Ivers would provide substantial service to the Court by adjudicating requests for reconsideration of their decisions and by sitting on any resultant panel review or action, and

WHEREAS Senior Judges Farley and Ivers have agreed to be available for such recall service,

THEREFORE, it is

ORDERED that, effective the date of this order, Senior Judges Farley and Ivers are recalled for such days or periods in this calendar year needed to adjudicate the requests for reconsideration of their decisions and to sit on any resultant panel review or action. Any such service shall be recorded and maintained by the Clerk of the Court.

DATED: March 1, 2011

BY THE COURT:



Bruce E. Kasold  
Chief Judge