

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE FEDERAL CIRCUIT**

NATIONAL VETERANS LEGAL SERVICES  
PROGRAM, NATIONAL CONSUMER  
LAW CENTER, ALLIANCE FOR JUSTICE,

Plaintiffs - Appellants,

v.

UNITED STATES,

Defendant - Cross-appellant.

No. 2019-1081

**UNOPPOSED MOTION FOR THIRTY-FIVE DAY EXTENSION  
OF TIME TO FILE REPLY BRIEF**

For the following reasons, the government respectfully requests a 35-day extension of time, to and including **September 6, 2019**, in which to file its reply brief as cross-appellant. This motion is unopposed.

1. Plaintiffs filed their combined response and reply brief on July 12, 2019.

The government's reply brief is currently due August 2, 2019.

2. The government respectfully requests a 35-day extension of time, to and including September 6, 2019, in which to file its reply brief. The requested extension is necessary in light of other appellate deadlines and the summer vacation of government counsel. Alisa Klein is lead counsel for the government in this appeal. Ms. Klein also has principal or supervisory responsibility for the following matters:

*Gresham v. Azar*, No. 19-5094(L) (D.C. Cir.) (reply brief due July 18); *UnitedHealthcare v. Vullo*, No. 18-2583 (2d Cir.) (amicus brief due August 2); *Newton v. Commissioner of Social Security*, No. 19-1961 (3d Cir.) (appellee's brief due August 7); *Babcock v. Commissioner of Social Security*, No. 19-1687 (6th Cir.) (appellee's brief due August 30); and *Sinjil, Inc. d/b/a Sunoco v. HHS*, No. 19-3213 (6th Cir.) (respondent's brief due August 30). In addition, Ms. Klein will be away on vacation from August 8-20.

3. Plaintiffs' counsel authorized us to state that this motion is unopposed.

Respectfully submitted,

MARK B. STERN  
/s/ Alisa B. Klein  
ALISA B. KLEIN  
(202) 514-1597  
*Attorneys, Appellate Staff*  
*Civil Division*  
*U.S. Department of Justice*  
*950 Pennsylvania Ave., NW, Rm. 7235*  
*Washington, DC 20530*

JULY 2019

### **CERTIFICATE OF COMPLIANCE**

I certify that this document complies with the word limit of Fed. R. App. P. 27(d)(2)(A) because, excluding the parts of the document exempted by Fed. R. App. P. 32(f), it contains 215 words.

          /s/ Alisa B. Klein            
Alisa B. Klein

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE FEDERAL CIRCUIT**

NATIONAL VETERANS LEGAL SERVICES  
PROGRAM, NATIONAL CONSUMER  
LAW CENTER, ALLIANCE FOR JUSTICE,

Plaintiffs - Appellants,

v.

UNITED STATES,

Defendant - Cross-appellant.

No. 2019-1091

**DECLARATION**

I, Alisa B. Klein, hereby declare as follows:

1. I am an attorney with the Appellate Staff of the Civil Division of the U.S. Department of Justice. The government respectfully requests a 35-day extension of time, to and including September 6, 2019, in which to file its opening brief in this case. The requested extension is necessary in light of other appellate deadlines and the summer vacation of government counsel.

2. I am lead counsel for the government in this appeal. I also have principal or supervisory responsibility for the following matters: *Gresham v. Azar*, No. 19-5094(L) (D.C. Cir.) (reply brief due July 18); *UnitedHealthcare v. Vullo*, No. 18-2583 (2d Cir.) (amicus brief due August 2); *Newton v. Commissioner of Social Security*, No. 19-1961 (3d Cir.) (appellee's brief due August 7); *Babcock v. Commissioner of Social Security*, No.

19-1687 (6th Cir.) (appellee's brief due August 30); and *Sinjil, Inc. d/b/a Sunoco v. HHS*, No. 19-3213 (6th Cir.) (respondent's brief due August 30). In addition, I will be away on vacation from August 8-20.

3. Plaintiffs' counsel authorized us to state that this motion is unopposed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 15, 2019. *See* 28 U.S.C. § 1746(2).

/s/Alisa B. Klein  
ALISA B. KLEIN  
(202) 514-1597  
*Attorney, Appellate Staff*  
*Civil Division*  
*U.S. Department of Justice*  
*950 Pennsylvania Ave., NW, Rm. 7235*  
*Washington, DC 20530*

**CERTIFICATE OF SERVICE**

I hereby certify that on July 15, 2019, I electronically filed the foregoing motion with the Clerk of the Court by using the appellate CM/ECF system. I certify that the participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

*/s/ Alisa B. Klein*  
\_\_\_\_\_  
Alisa B. Klein