UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

NATIONAL VETERANS LEGAL SERVICES, et al.,

Plaintiffs,

v.

Civil Action No. 16-745 (ESH)

UNITED STATES OF AMERICA

Defendant.

DEFENDANT'S CROSS-MOTION FOR SUMMARY JUDGMENT

Pursuant to Federal Rule of Civil Procedure 56, Defendant, by and through the undersigned counsel, respectfully moves this Court to grant summary judgment in its favor as to liability in this matter. The grounds for the requested relief are set forth in the accompanying memorandum in support, the statement of material facts as to which there is no genuine dispute, and the accompanying exhibits.

November 17, 2017

Respectfully submitted,

JESSIE K. LIU D.C. Bar #472845 United States Attorney

DANIEL F. VAN HORN D.C. BAR # 924092 Chief, Civil Division

By: /s/ W. Mark Nebeker

W. MARK NEBEKER (D.C. Bar #396739) BRIAN J. FIELD (D.C. Bar #985577) Assistant United States Attorneys 555 4th Street, N.W. Washington, D.C. 20530 (202) 252-2536 mark.nebeker@usdoj.gov