

NOTE: This order is nonprecedential.

**United States Court of Appeals  
for the Federal Circuit**

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**JACENT L. WINSTON,**  
*Claimant-Appellant,*

v.

**ERIC K. SHINSEKI, SECRETARY OF VETERANS  
AFFAIRS,**  
*Respondent-Appellee.*

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2011-7024

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Appeal from the United States Court of Appeals for  
Veterans Claims in case no. 09-1073, Judge Lawrence B.  
Hagel.

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**O R D E R**

Jacent L. Winston moves for leave to file his informal  
brief out of time.

Upon consideration thereof,

IT IS ORDERED THAT:

(1) The motion is granted. The court's February 4,  
2011 order is vacated, the court's mandate is recalled and  
the appeal is reinstated.

(2) The Secretary of Veterans Affairs' brief is due within 30 days from the date of filing of this order.

FOR THE COURT

MAR 17 2011

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Jacent L. Winston  
Courtney S. McNamara

s21

**FILED**  
U.S. COURT OF APPEALS FOR  
THE FEDERAL CIRCUIT

MAR 17 2011

JAN HORBALY  
CLERK