

NOTE: This order is nonprecedential.

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

LARRY D. PITTS,
Claimant-Appellant,

v.

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

2011-7109

Appeal from the United States Court of Appeals for
Veterans Claims in case no. 09-0280, Judge Lawrence B.
Hagel.

ON MOTION

Before PROST, *Circuit Judge.*

ORDER

Larry D. Pitts moves for a remand. The Secretary of
Veterans Affairs opposes. Pitts also moves to forward the
record to this court.

We deem the better course is for Pitts to present his
arguments for remand in his brief for consideration by the

merits panel, if appropriate. Concerning Pitts' motion about the record, Pitts and the Secretary may of course include with their briefs copies of any documents that were before the Court of Appeals for Veterans claims. Pitts has not shown that the record should be forwarded at this time.

Accordingly,

IT IS ORDERED THAT:

The motions are denied. The Secretary's brief due date should be calculated from the date of filing of this order.

FOR THE COURT

JUL 8 2011

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

cc: Larry D. Pitts
Nicholas Jabbour, Esq.

s20

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

JUL 08 2011

JAN HORBALY
CLERK