

NOTE: This order is nonprecedential.

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

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**LEE HOLLAND, JR.,**  
*Claimant-Appellant,*

v.

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

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2011-7198

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Appeal from the United States Court of Appeals for  
Veterans Claims in 09-1481, Judge Bruce E. Kasold.

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**ON MOTION**

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**O R D E R**

Upon review of this recently docketed appeal, it appears that Lee Holland, Jr.'s appeal was not timely filed.

On February 3, 2011, the United States Court of Appeals for Veterans Claims entered judgment in Holland's case. The court received Holland's notice of appeal on July 14, 2011, 161 days after the date of judgment.

To be timely, a notice of appeal must be received by the Court of Appeals for Veterans Claims within 60 days of the entry of judgment. See 38 U.S.C. § 7292(a); 28 U.S.C. § 2107(b); Fed. R. App. P. 4(a)(1).

Accordingly,

IT IS ORDERED THAT:

(1) Holland is directed to show cause, within 30 days of the date of filing of this order why this appeal should not be dismissed as untimely. The Secretary of Veterans Affairs may also respond within that time.

(2) The briefing schedule is stayed.

FOR THE COURT

OCT 06 2011

Date

/s/ Jan Horbaly

Jan Horbaly,  
Clerk

cc: Lee Holland, Jr.  
Jeanne E. Davidson, Esq.

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

OCT 06 2011

JAN HORBALY  
CLERK