NOTE: This order is nonprecedential.

United States Court of Appeals for the Federal Circuit

In Re ADAM A. SOLLA,
Petitioner

2026-150

On Petition for Writ of Mandamus to the United States Court of Appeals for Veterans Claims in No. 26-3381, Judge Coral Wong Pietsch.

ON PETITION

Before DYK, MAYER, and STARK, *Circuit Judges*.

PER CURIAM.

O R D E R

On July 31, 2026, the United States Court of Appeals for Veterans Claims, in a single judge order, dismissed-in-part and denied-in-part Adam A. Solla's petition for a writ of mandamus. On the same day, he filed a motion with the Court of Appeals for Veterans Claims for reconsideration or, alternatively, for a panel decision. Mr. Solla then petitioned this court for a writ of mandamus on August 6, 2026, challenging the single-judge decision and, among other things, requesting the court "hold[] this petition in abeyance until the Veterans Court resolves the pending"

motion. Pet. at 3. On August 27, 2026, the Court of Appeals for Veterans Claims ordered that the motion for reconsideration was denied by the single judge, the motion for panel decision was granted, and the single-judge order remained the decision of that court.

A party seeking a writ of mandamus bears the burden of demonstrating to the court that he has no adequate alternative means to obtain the desired relief and that right to relief is clear and indisputable. *See Mallard v. U.S. Dist. Ct. for the S. Dist. of Iowa*, 490 U.S. 296, 309 (1989). Mr. Solla has failed to meet those requirements at least because he can directly appeal a final decision of the Court of Appeals for Veterans Claims to this court. *See In re Pollitz*, 206 U.S. 323, 331 (1907) ("[M]andamus cannot . . . be used to perform the office of an appeal . . . .").

Because Mr. Solla's submission meets the requirements of Rule 3(c)(1) of the Federal Rules of Appellate Procedure and was received within the time permitted to appeal,[1] we will transmit the filing to the Court of Appeals for Veterans Claims for purposes of docketing it as a notice of appeal. *See* Fed. R. App. P. 4(d); Fed. Cir. R. 1(a)(1)(D). Once received by that clerk, the clerk will transmit the notice of appeal back to this court for docketing.

In the meantime, this court will transfer this matter to the court's normal appeals docket.

Accordingly,

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[1] The Court of Appeals for Veterans Claims has not yet entered judgment. However, a "notice of appeal filed after the court announces a decision . . . but before the entry of the judgment . . . is treated as filed on the date of and after the entry." Fed. R. App. P. 4(a)(2).

IT IS ORDERED THAT:

(1) The petition and any pending motions are denied. This court's Clerk of Court shall transmit ECF No. 2 to the Clerk of the Court of Appeals for Veterans Claims to be docketed as a notice of appeal.

(2) The Clerk of Court shall transfer this matter to the court's normal appeals docket, in which he will docket the notice of appeal once returned by the Court of Appeals for Veterans Claims.

FOR THE COURT

Jarrett B. Perlow
Clerk of Court

September 22, 2026
Date