

INDEX

(References are to Rule, not page number)

| | |
|--|--|
| Addresses | 3(c), (g), 25(b),(c), 32(f), 33(b), 46(a),(b),(c), 46.1 |
| Admission to practice | 46(a) |
| Amicus curiae | 29, 30(a), 34(c), 46(b)(1)(F) |
| Answer (<i>see</i> response) | |
| Appeal | |
| to Federal Circuit | 36(a) |
| frivolous | 38(a) |
| joint or consolidated | 3(d), (e) |
| procedure | 3 |
| time to | 4(a) |
| Appearance | |
| generally | 46(b) |
| law students | 46(b)(1)(G) |
| limited | 46(b)(2), Form 1 |
| notice of | 46(b), Form 3 |
| particular case | 46(b)(1)(F) |
| Argument (<i>see</i> oral argument) | |
| Attorney fees | |
| under EAJA | 39 |
| under fee agreement | 46(b)(1)(A), Form 3 |
| Attorneys (<i>see</i> representation) | |
| Board of Veterans' Appeals | |
| decision, copy of | 4(c) |
| Brief | |
| amicus curiae | 29 |
| appellant | 28(a),(e), 31, 32 |
| appendix | 28(i), 32 |
| contents | 28, 29(d) |
| expedited case | 47(b),(c) |
| format | 32, 47(c) |
| filing and service | 25, 31, 47(b) |
| informal | 28(e) |

| | |
|-----------------------------------|---|
| intervenor | 28(d) |
| length | 32(e), 47(c) |
| motions, prohibited | 28(g) |
| multiple appellants | 28(j) |
| references in | 28(h), Form 18 |
| reply | 28(c), 31, 32 |
| Secretary | 28(b), 31(a)(2) and (3),32 |
| self-represented party | 28(e) |
| typeface | 32(b) |
| use/protection of | |
| VA claims number | 6 |
| Citation | |
| nonprecedential authority | 30(a) |
| supplemental authority | 30(b) |
| Clerk of the Court, | |
| powers and duties | 5(d), 24, 26(d), 27(c),(e), 28(g), 44(e), 45 |
| Complaints against Judges | 49 |
| Computation of time | 26(a) |
| Conference | |
| judicial | 44 |
| staff | 33 |
| Confidential information | 3(a), 6, 48 |
| Continuation of stay | 5(c) |
| Copies | |
| Notice of Appeal | 3(b) |
| Costs (<i>see</i> fees) | |
| Death, substitution of parties | 43 |
| Dismissal | |
| by Clerk of the Court | 45(g),(h) |
| failure to act | 38(b) |
| failure to comply with | |
| Court order | 38(b) |
| failure to conform to rules | 45(j) |
| failure to prosecute | 31(b), 38(b) |
| voluntary | 41(b)(2), 42 |
| Docketing (<i>see</i> Notice of) | |

| | |
|--|--|
| Documents | |
| filing and service | 25, 47(b) |
| form | 32 |
| nonconforming | 32(g), 45(j) |
| return by Clerk | |
| of the Court | 5(d), 24, 26(d), 27(e), 28(g),45(j) |
| retention requirements | 37 |
| translations | 3(h), 21(b)(2) |
| use/protection of VA | |
| claims number | 6 |
| Electronic Filing | 1(c) |
| Email | 1(c), 25(a),(b)(3),(d), 33(b)(3)(4) |
| En banc (<i>see</i> Full Court) | |
| Enlargement (<i>see</i> time, extension of) | |
| Exhibits, use at oral argument | 34(g) |
| Expedited proceedings | 47 |
| Extraordinary relief | 21 |
| Facsimile (fax) | |
| fax number | 3(g) |
| filing, generally | 25(b)(2) |
| Notice of Appeal | 25(a) |
| Failure to | |
| act | 38(b) |
| appear at oral argument | 34(f) |
| comply with Court order | 38(b) |
| file brief | 31(b) |
| follow Rules of | |
| Practice and Procedure | 38(b), 45(j) |
| Fees | |
| attorney | 39, 46(a),(b) |
| filing | 3(f), 21(a) |
| judicial conference | 44(d) |
| payment of filing fee | 3(f), 21(a), 24 |
| practice | 46(a)(1)(C),(a)(2)(B) |
| schedule of miscellaneous | 45(f) |
| waiver of filing fee | 24 |

Filing

| | |
|--------------------------|------------------------|
| briefs | 28, 31, 47(b) |
| by facsimile (fax) | 25(a),(b)(2) |
| confirmation | 25(a) |
| email | 25(a), (b)(3), (d) |
| frivolous | 38(a) |
| generally | 25 |
| motions | 27, 35 |
| motion to intervene | 15 (a),(b),(d) |
| nonconforming paper | 45(j) |
| Notice of Appeal | 3(a), Form 1 |
| Notice of Appearance | 46(b), Form 3 |
| petition for | |
| extraordinary relief | 21 |
| Record Before the Agency | 10(a) |
| Record of Proceedings | 28.1 |
| response to motions | 26(b)(2),(c)(1),27(b), |

35(g)

| | |
|--|---|
| suspension of Secretarial action or suspension of precedential effect of decision of this Court | 8 |
|--|---|

Forms

| | |
|---|---------|
| brief, sample caption page- appellant | Form 2 |
| declaration of financial hardship | Form 4 |
| Notice of Appeal | Form 1 |
| notice of appearance | Form 3 |
| sample format for table of authorities | Form 18 |

| | |
|----------------------------|---------------|
| Full- Court consideration | 35 |
| Holidays, time computation | 26(a) |
| Hours, Clerk's Office | 45(a) |
| Incarcerated appellants | 25(b)(1)(B) |
| Intervention | |
| by right | 15(a) |
| with permission | 15(b),(c),(d) |

| | |
|-------------------------------|---------------------------|
| Judges, complaints against | 49 |
| Judgment | 36 |
| Judicial conference | 44 |
| Mandamus | 15(d) |
| Mandate | 41 |
| Motion | |
| acted on by Clerk | 27(c), 35(a), 45(h) |
| appearance in particular case | 46(b)(1)(F) |
| combined motions, | |
| prohibited | 5(d), 26(d), 27(e) |
| confidential information, | |
| nondisclosure | 6, 48 |
| consolidation of appeals | 3(e) |
| effect | 27(f) |
| expedited proceedings | 47 |
| extend time | 26(b) |
| full-Court decision | 35(c) |
| generally | 27 |
| in brief, prohibited | 28(g) |
| in lieu of brief, prohibited | 28(g) |
| intervention | 15 |
| nonconforming | 26(b)(4), 32(g), 45(j) |
| opposition | 26(b)(2), 27(b)(2) |
| oral argument | 34(b) |
| panel decision | 35(b) |
| prohibited nondispositive | |
| motion | 27(e), 28(g) |
| reconsideration | 35(a) |
| resolution of record dispute | 10(b), 28.1(b) |
| response | 26(b)(2), 27(b)(2), 35(g) |
| stay of appellate proceeding | 5, 45(g)(5) |
| substitution of parties | 43 |
| suspension of | |
| Secretarial action or | |
| suspension of | |
| precedential effect of | |
| decision of this Court | 8 |
| use/protection of VA | |
| claims number | 6 |

| | |
|--|---|
| voluntary dismissal | 42 |
| Night box | 45(a) |
| Noncompliance, effect of | 5(d), 24, 26(b)(4),(d), 27(e), 32(g), 38(b), 45(j) |
| Nonprecedential authority, citation of prohibited | 30(a) |
| Notice of | |
| Appeal | 3, Form 1 |
| Appearance | 46(b)(1), Form 3 |
| Court actions | 45(c) |
| docketing | 4(b) |
| entry of judgment | 36 |
| filing of Record Before the Agency | 10(a) |
| filing of Record of Proceedings | 28.1(a)(3) |
| nonconforming papers | 32(g), 45(j) |
| oral argument | 34(d) |
| settlement negotiations | 33(a) |
| Opposition, motion | 26(b)(2), 27(b)(2) |
| Oral argument | 34 |
| Order, failure to comply | 38(b) |
| Parties, death or substitution | 43 |
| Petition, extraordinary relief | 21 |
| Privacy, protection | 6, 48 |
| Pro se (<i>see</i> self-representation) | |
| Procedural order, motion | 27(c) |
| Proof of service | 25(c) |
| Protected records | 6, 48 |
| Reconsideration, motion | 35(a) |
| Record Before the Agency | |
| access to | 10(d) |
| disputes | 10(b) |
| filing | 10(a) |
| postdated materials | 10(a)(2) |
| sealing | 10(d), 48 |
| translations | 3(h) |

| | |
|---|-------------------------------|
| Record of Proceedings | |
| disputes | 28.1(b) |
| filing | 28.1 |
| preparation | 28.1(a) |
| Rehearing (<i>see</i> reconsideration) | |
| Remand, on consent | 41(b), 45(g) |
| Reply brief | 28(c), 31(a)(3) |
| Representation | |
| attorney | 46(b)(1)(A) |
| law students | 46(b)(1)(G) |
| limited appearance | 46(b)(2), (c)(2) |
| nonattorney | 46(b)(1)(C) |
| particular case | 46(b)(1)(F) |
| Secretary of Veterans Affairs | 25(b)(1)(B) |
| self-represented | 46.1 |
| withdrawal | 46(c) |
| Response | |
| to attorney fee application | 39(a)(1),(a)(2),(b)(1),(b)(2) |
| to motion | 26(b)(2), 27(b) |
| to petition for | |
| extraordinary relief | 21(d) |
| use/protection of VA | |
| claims number | 6 |
| Retention requirements | |
| for documents | 37 |
| Rules, suspension of | 2 |
| Rules Advisory Committee | 40 |
| Schedule of fees | 45(f) |
| Sealing of record | 48 |
| Self-representation | 46.1 |
| construction of rules | 45(i) |
| filing by mail, email, or fax | 25(a), (b)(1), (b)(2), |
| (b)(3) | |
| informal brief allowed | 28(e) |
| Service | |
| briefs | 31(a) |
| generally | 25 |
| manner | 25(c) |
| Notice of Appeal | 3(b) |

| | |
|-------------------------------------|--------------|
| petition for | |
| extraordinary relief | 21(a) |
| proof | 25(c) |
| Record Before the Agency | 10(a) |
| Record of Proceedings | 28.1(a)(3) |
| Stay of proceedings | 5 |
| combination prohibited | 5(d) |
| continuation | 5(c) |
| effect of | 5(b) |
| grounds | 5(a) |
| nonconforming paper | 45(j) |
| Substitution of parties | 43 |
| Supplemental authority, citation of | 30(b) |
| Suspension of rules | 2 |
| Suspension of Secretarial action or | |
| suspension of precedential | |
| effect of decision | |
| of this Court | 8 |
| Termination of case or matter | 41(b), 42 |
| Time | |
| additional after service | |
| by mail | 26(c) |
| extension of | 26(b) |
| oral argument, postponement | |
| or additional time | 34(d) |
| computation | 26(a) |
| Time limits for | |
| appeal to this Court | 4(a) |
| appeal to Federal Circuit | 36 |
| attorney fee applications | 39 |
| briefs | 31(a), 47(b) |
| intervention | 15 |
| motion to extend time | 26(b) |
| motion for reconsideration | 35(a) |
| opposition | |
| to extension of time | 26(b)(2) |
| Record Before the Agency | 10(a) |
| Record of Proceedings | 28.1(a)(3) |

| | |
|-----------------------------------|-------------|
| Response to motions, generally | 27(b) |
| Translation, required | 3(h), 21(b) |
| Voluntary dismissal/termination | 42 |
| Website address | 1, 3(g) |