

order permitting, or directing, the Board to proceed with the motion.

(Authority: 38 U.S.C. 501(a))

§ 20.1411 Rule 1411. Relationship to other statutes.

(a) The “benefit of the doubt” rule of 38 U.S.C. 5107(b) does not apply to the Board’s decision, on a motion under this subpart, as to whether there was clear and unmistakable error in a prior Board decision.

(b) A motion under this subpart is not a claim subject to reopening under 38 U.S.C. 5108 (relating to reopening

claims on the grounds of new and material evidence).

(c) A motion under this subpart is not an application for benefits subject to any duty associated with 38 U.S.C. 5103(a) (relating to applications for benefits).

(d) A motion under this subpart is not a claim for benefits subject to the requirements and duties associated with 38 U.S.C. 5107(a) (requiring “well-grounded” claims and imposing a duty to assist).

(Authority: 38 U.S.C. 501(a))

APPENDIX A TO PART 20—CROSS-REFERENCES

Sec.	Cross-reference	Title of cross-referenced material or comment
20.1	38 CFR 3.103(a)	<i>Statement of policy.</i>
20.100	38 CFR 20.306	<i>Rule 306. Legal holidays.</i>
20.200	38 CFR 20.201	<i>Rule 201. Notice of Disagreement.</i>
	38 CFR 20.202	<i>Rule 202. Substantive Appeal.</i>
	38 CFR 20.300–20.306	See re filing Notices of Disagreement and Substantive Appeals.
20.202	38 CFR 19.29	<i>Statement of the Case.</i>
	38 CFR 19.31	<i>Supplemental Statement of the Case.</i>
20.301	38 CFR 20.500	<i>Rule 500. Who can file an appeal in simultaneously contested claims.</i>
	38 CFR 20.602	<i>Rule 602. Representation by recognized organizations.</i>
	38 CFR 20.603	<i>Rule 603. Representation by attorneys-at-law.</i>
	38 CFR 20.604	<i>Rule 604. Representation by agents.</i>
	38 CFR 20.605	<i>Rule 605. Other persons as representative.</i>
20.302	38 CFR 20.501	<i>Rule 501. Time limits for filing Notice of Disagreement, Substantive Appeal, and response to Supplemental Statement of the Case in simultaneously contested claims.</i>
20.303	38 CFR 20.304	<i>Rule 304. Filing additional evidence does not extend time limit for appeal.</i>
	38 CFR 20.503	<i>Rule 503. Extension of time for filing a Substantive Appeal in simultaneously contested claims.</i>
20.305	38 CFR 20.306	<i>Rule 306. Legal holidays.</i>
20.400	38 CFR 19.50–19.53	See also re administrative appeals.
20.401	38 CFR 19.50–19.53	See also re administrative appeals.
	38 CFR 20.302–20.306	See re time limits for perfecting an appeal.
	38 CFR 20.501, 20.503	See re time limits for perfecting an appeal in simultaneously contested claims.
20.500	38 CFR 20.713	<i>Rule 713. Hearings in simultaneously contested claims.</i>
20.501	38 CFR 20.305	<i>Rule 305. Computation of time limit for filing.</i>
	38 CFR 20.306	<i>Rule 306. Legal holidays.</i>
	38 CFR 20.713	<i>Rule 713. Hearings in simultaneously contested claims.</i>
20.502	38 CFR 20.305	<i>Rule 305. Computation of time limit for filing.</i>
	38 CFR 20.306	<i>Rule 306. Legal holidays.</i>
	38 CFR 20.713	<i>Rule 713. Hearings in simultaneously contested claims.</i>
20.503	38 CFR 20.713	<i>Rule 713. Hearings in simultaneously contested claims.</i>
20.504	38 CFR 20.713	<i>Rule 713. Hearings in simultaneously contested claims.</i>
20.600	38 CFR 14.626 et seq	See also re representation.
	38 CFR 20.602	<i>Rule 602. Representation by recognized organizations.</i>
	38 CFR 20.603	<i>Rule 603. Representation by attorneys-at-law.</i>
	38 CFR 20.604	<i>Rule 604. Representation by agents.</i>
	38 CFR 20.605	<i>Rule 605. Other persons as representative.</i>
20.602	38 CFR 14.628	<i>Recognition of organizations.</i>
	38 CFR 14.631	<i>Powers of attorney.</i>
	38 CFR 20.100	<i>Rule 100. Name, business hours, and mailing address of the Board.</i>
	38 CFR 20.607	<i>Rule 607. Revocation of a representative’s authority to act.</i>
	38 CFR 20.608	<i>Rule 608. Withdrawal of services by a representative.</i>
	38 CFR 20.609	<i>Rule 609. Payment of representative’s fees in proceedings before Department of Veterans Affairs field personnel and before the Board of Veterans’ Appeals.</i>
	38 CFR 20.610	<i>Rule 610. Payment of representative’s expenses in proceedings before Department of Veterans Affairs field personnel and before the Board of Veterans’ Appeals.</i>
20.603	38 CFR 14.629	<i>Requirements for accreditation of representatives, agents, and attorneys.</i>
	38 CFR 14.631	<i>Powers of attorney.</i>
	38 CFR 20.100	<i>Rule 100. Name, business hours, and mailing address of the Board.</i>
	38 CFR 20.606	<i>Rule 606. Legal interns, law students and paralegals.</i>

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Sec.	Cross-reference	Title of cross-referenced material or comment
	38 CFR 20.607	Rule 607. Revocation of a representative's authority to act.
	38 CFR 20.608	Rule 608. Withdrawal of services by a representative.
	38 CFR 20.609	Rule 609. Payment of representative's fees in proceedings before Department of Veterans Affairs field personnel and before the Board of Veterans' Appeals.
	38 CFR 20.610	Rule 610. Payment of representative's expenses in proceedings before Department of Veterans Affairs field personnel and before the Board of Veterans' Appeals.
20.604	38 CFR 14.631	Powers of attorney.
	38 CFR 20.100	Rule 100. Name, business hours, and mailing address of the Board.
	38 CFR 20.607	Rule 607. Revocation of a representative's authority to act.
	38 CFR 20.608	Rule 608. Withdrawal of services by a representative.
	38 CFR 20.609	Rule 609. Payment of representative's fees in proceedings before Department of Veterans Affairs field personnel and before the Board of Veterans' Appeals.
	38 CFR 20.610	Rule 610. Payment of representative's expenses in proceedings before Department of Veterans Affairs field personnel and before the Board of Veterans' Appeals.
20.605	38 CFR 14.630	Authorization for a particular claim.
	38 CFR 14.631	Powers of attorney.
	38 CFR 20.100	Rule 100. Name, business hours, and mailing address of the Board.
	38 CFR 20.607	Rule 607. Revocation of a representative's authority to act.
	38 CFR 20.608	Rule 608. Withdrawal of services by a representative.
	38 CFR 20.609	Rule 609. Payment of representative's fees in proceedings before Department of Veterans Affairs field personnel and before the Board of Veterans' Appeals.
	38 CFR 20.610	Rule 610. Payment of representative's expenses in proceedings before Department of Veterans Affairs field personnel and before the Board of Veterans' Appeals.
20.606	38 CFR 20.603	Rule 603. Representation by attorneys-at-law.
20.607	38 CFR 14.631(d)	See also re revocation of powers of attorney.
20.609	38 CFR 14.629	Requirements for accreditation of representatives, agents, and attorneys.
	38 CFR 20.603	Rule 603. Representation by attorneys-at-law.
	38 CFR 20.604	Rule 604. Representation by agents.
	38 CFR 20.606	Rule 606. Legal interns, law students and paralegals.
	38 CFR 20.610	Rule 610. Payment of representative's expenses in proceedings before Department of Veterans Affairs field personnel and before the Board of Veterans' Appeals.
20.610	38 CFR 20.609	Rule 609. Payment of representative's fees in proceedings before Department of Veterans Affairs field personnel and before the Board of Veterans' Appeals.
20.611	38 CFR 1.525(d), 14.631(e)	See also re continuation of authority conferred by powers of attorney upon the death of a claimant.
20.701	38 CFR 20.710	Rule 710. Witnesses at hearings.
20.702	38 CFR 20.704	Rule 704. Scheduling and notice of hearings conducted by traveling Sections of the Board of Veterans' Appeals at Department of Veterans Affairs facilities.
	38 CFR 20.713	Rule 713. Hearings in simultaneously contested claims.
20.703	38 CFR 20.201	Rule 201. Notice of Disagreement.
20.704	38 CFR 20.702	Rule 702. Scheduling and notice of hearings conducted by the Board of Veterans' Appeals in Washington, DC, and by agency of original jurisdiction personnel acting on behalf of the Board of Veterans' Appeals at field facilities.
20.706	38 CFR 20.700(c)	See also re the presiding Member's role in the conduct of hearings.
	38 CFR 20.708	Rule 708. Prehearing conference.
	38 CFR 20.709	Rule 709. Procurement of additional evidence following a hearing.
20.707	38 CFR 19.11	Reconsideration Section.
20.708	38 CFR 20.606(d)	See re the prehearing conference required when a legal intern, law student, or paralegal is to participate in a hearing held before a traveling Section of the Board.
20.709	38 CFR 19.37	Consideration of additional evidence received by the agency of original jurisdiction after an appeal has been initiated.
	38 CFR 20.1304	Rule 1304. Request for change in representation, request for personal hearing, or submission of additional evidence following certification of an appeal to the Board of Veterans' Appeals.
20.710	38 CFR 20.711	Rule 711. Subpoenas.
20.711	38 CFR 2.1	See for further information on subpoenas, including action to be taken in the event of noncompliance.
20.713	38 CFR 20.702	Rule 702. Scheduling and notice of hearings conducted by the Board of Veterans' Appeals in Washington, DC, and by agency of original jurisdiction personnel acting on behalf of the Board of Veterans' Appeals at field facilities.
	38 CFR 20.704	Rule 704. Scheduling and notice of hearings conducted by traveling Sections of the Board of Veterans' Appeals at Department of Veterans Affairs facilities.
20.715	38 CFR 20.706	Rule 706. Functions of the presiding Member.
20.800	38 CFR 20.304	Rule 304. Filing additional evidence does not extend time limit for appeal.
	38 CFR 20.709	Rule 709. Procurement of additional evidence following a hearing.
	38 CFR 20.1304	Rule 1304. Request for change in representation, request for personal hearing, or submission of additional evidence following certification of an appeal to the Board of Veterans' Appeals.
20.901	38 CFR 14.507	See re opinions of the General Counsel of the Department of Veterans Affairs.
20.903	38 CFR 20.305	Rule 305. Computation of time limit for filing.
	38 CFR 20.306	Rule 306. Legal holidays.
20.1003	38 CFR 20.700(b)	See re submission of written brief and of oral argument on audio cassette.
20.1105	38 CFR 3.156	New and material evidence.
	38 CFR 3.160(e)	Reopened claim.

Sec.	Cross-reference	Title of cross-referenced material or comment
	38 CFR 20.1304(b)(1)	See re request for a personal hearing or submission of additional evidence more than 60 days after a case has been certified to the Board of Veterans' Appeals as possible basis for a reopened claim.
20.1106	38 CFR 3.22(a)(2)	See re correction of a rating, after a veteran's death, based on clear and unmistakable error, in cases involving claims for benefits under the provisions of 38 U.S.C. 1318.
20.1300	38 CFR 1.500-1.527	See re the release of information from Department of Veterans Affairs claimant records.
	38 CFR 1.550-1.559	See re the release of information from Department of Veterans Affairs records other than claimant records.
	38 CFR 1.575-1.584	See re safeguarding personal information in Department of Veterans Affairs records.
	38 CFR 20.1301	<i>Rule 1301. Disclosure of information.</i>
20.1301	38 CFR 1.577	<i>Access to records.</i>
20.1302	38 CFR 20.611	<i>Rule 611. Continuation of representation following death of a claimant or appellant.</i>
20.1304	38 CFR 3.103(c), 20.700-20.717.	See also re hearings.
	38 CFR 3.156	<i>New and material evidence.</i>
	38 CFR 3.160(e)	<i>Reopened claim.</i>
	38 CFR 20.305	<i>Rule 305. Computation of time limit for filing.</i>
	38 CFR 20.306	<i>Rule 306. Legal holidays.</i>

PART 21—VOCATIONAL REHABILITATION AND EDUCATION

Subpart A—Vocational Rehabilitation Under 38 U.S.C. Chapter 31

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