APPENDIX DC:

Supplemental Claim (SC)

**Post Decision**

CM issues notification letter on final VR&E decision.

V/SM may provide new and relevant evidence at any point; he/she is not limited to one year from the date of the notification letter.

V/SM can obtain representation at this point.

V/SM submits request for SC via VA Form 20-0995.

If the decision is overturned at any point in the process, the case is returned to the CM to address those issues and grant the benefit, as appropriate.

**Supplemental Claim at RO Level**

VR&E staff member takes following action:
- Date stamps new evidence.
- Enters request into Caseflow.

Is the same issue under review at another RO or under appeal at BVA?

Yes
- VR&E employee who made the decision, or VR&E employee at the same level, completes the SC.
- Selection of employee to complete the SC is at VA’s discretion.
- Goal to complete within 125 days.

No
- VR&E staff member:
  - Stops all action on review.
  - Sends V/SM notification letter that he/she must elect which option to pursue, either review at RO or BVA appeal.
  - Updates Caseflow.

**Protection of Effective Date**

V/SM who chooses one lane for review but does not receive a favorable result will have one year to pursue another lane for additional review without losing the connection to the filing date of the original claim, as long as the claim is continuously pursued in a timely manner.

**Supplemental Claim**

The term means a claim for benefits under laws administered by the Secretary filed by a claimant who previously filed a claim for the same or similar benefits on the same or similar basis. If new and relevant evidence is presented, the Secretary shall readjudicate the claim. 38 U.S.C. §§101(36) and 5108.

**Definitions & Citations**

New and Relevant Evidence:
These terms mean evidence that tends to prove or disprove a matter in issue. 38 U.S.C. §101(35).

**Case Manager (CM)**
Regional Office (RO)

**Veteran/Servicemember (V/SM)**
Department of Veterans Affairs (VA)

**Notice of Disagreement (NOD)**
Higher-Level Review (HLR)

**Board of Veteran’s Appeals (BVA)**
Supplemental Claim Review (SC)

**Vocational Rehabilitation and Employment (VR&E)**