

<b>Rating Decision</b>	<i>Department of Veterans Affairs Veterans Benefits Administration</i>	Page 1 of 4 04/10/2020
		POA GORDON A GRAHAM COPY TO

ACTIVE DUTY			
EOD	RAD	BRANCH	CHARACTER OF DISCHARGE
07/22/1969	07/21/1972	Marine Corps	Honorable
06/24/1974	07/18/1979	Army	Honorable

LEGACY CODES			
ADD'L SVC CODE	COMBAT CODE	SPECIAL PROV CDE	FUTURE EXAM DATE
	1		None

**CLEAR AND UNMISTAKABLE ERROR - 38 CFR 3.105(a)**

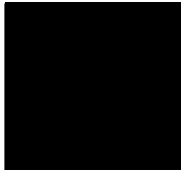
I hereby certify that the claims record of this veteran has been reviewed and that the following clear and unmistakable error has been identified: RD 4-8-2020 granted an earlier effective date for grants of service connection for Hepatitis C, headaches, liver transplant, diabetes mellitus type II, autonomic dysreflexia, and residual scar of 7-19-2017. An earlier effective date is warranted from 4-7-2015 based on the continuously pursued and subsequently appealed claim from then. Each assigned effective date of this corrected rating corresponds to the date from which benefits would have been payable if it had been made on the date of the reversed decisions (38 CFR 3.400(k)).

**JURISDICTION:** Notice of Disagreement Received 03/06/2020

**ASSOCIATED CLAIM(s):** 930; Rating Control; 03/06/2020

**SUBJECT TO COMPENSATION (1.SC)**

7354	HEPATITIS C [38 USC 1151] [Hepatitis C] [Environmental Hazard - Camp Lejeune] Service Connected, Peacetime, Incurred Static Disability 40% from 04/07/2015 Original Date of Denial: 08/01/2016
7351	LIVER TRANSPLANT ASSOCIATED WITH HEPATITIS C [38 USC 1151]



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Service Connected, Peacetime, Secondary  
Static Disability  
30% from 04/07/2015  
Original Date of Denial: 08/01/2016

8100 HEADACHES ASSOCIATED WITH AUTONOMIC DYSREFLEXIA  
Service Connected, Vietnam Era, Secondary  
Static Disability  
30% from 04/07/2015

7913 DIABETES MELLITUS, TYPE II ASSOCIATED WITH HEPATITIS C [38 USC 1151]  
Service Connected, Peacetime, Secondary  
Static Disability  
20% from 04/07/2015  
Original Date of Denial: 08/01/2016

7199-6204 AUTONOMIC DYSREFLEXIA ASSOCIATED WITH HEPATITIS C  
Service Connected, Peacetime, Secondary  
Static Disability  
10% from 04/07/2015  
Original Date of Denial: 08/01/2016

7802 RESIDUAL SCAR ASSOCIATED WITH LIVER TRANSPLANT  
Service Connected, Peacetime, Secondary  
Static Disability  
0% from 04/07/2015

**COMBINED EVALUATION FOR COMPENSATION :**

80% from 04/07/2015

**NOT SERVICE CONNECTED/NOT SUBJECT TO COMPENSATION (8.NSCPacetime)**

6699-6604 ACUTE RESPIRATORY FAILURE [38 USC 1151]  
1151 Denied, Peacetime, No Causation

6899-6817 PULMONARY EMBOLISM, IVC FILTER  
1151 Denied, Peacetime, No Causation

6899-6845 PNEUMONIA  
Not Service Connected, Peacetime, Not Incurred/Caused by Service



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[REDACTED]		[REDACTED]	[REDACTED]	GORDON A GRAHAM	
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Original Date of Denial: 08/01/2016

7299-7203 DYSPHAGIA ASSOCIATED WITH METASTATIC SQUAMOUS CELL  
CARCINOMA OF THE HEAD AND NECK S/P RADICAL DISSECTION AND XRT  
Not Service Connected, Peacetime, Not Secondary

Original Date of Denial: 08/01/2016

7313 LIVER ABSCESS [38 USC 1151]  
1151 Denied, Peacetime, No Causation

7343 METASTATIC SQUAMOUS CELL CARCINOMA OF THE HEAD AND NECK S/P  
RADICAL DISSECTION AND XRT [Environmental Hazard - Camp Lejeune]  
Not Service Connected, Peacetime, Not Incurred/Caused by Service

Original Date of Denial: 08/01/2016

7399-7314 DISABILITY MANIFESTED AS BILE LEAK  
1151 Denied, Peacetime, No Causation

7399-7345 LIVER FAILURE [38 USC 1151]  
1151 Denied, Peacetime, No Causation

7399-7345 DECOMPENSATION [38 USC 1151]  
1151 Denied, Peacetime, No Causation

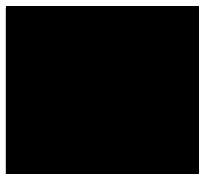
7599-7534 ACUTE KIDNEY INJURY  
1151 Denied, Peacetime, No Causation

7705 THROMBOCYTOPENIA  
1151 Denied, Peacetime, No Causation

**PENSION ENTITLEMENT DECISIONS (2 PT, 9 NOT PT, 11A, and 11B)**

Permanent and Total for NSC from 02/12/2014

**SPECIAL MONTHLY PENSION :**



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Veteran Entitled to SMP H/B - 100%/60% from 02/12/2014

**COMBINED EVALUATION FOR PENSION : 100%**

**DISABILITIES CONSIDERED FOR PENSION PURPOSES ONLY**

7351	POST LIVER TRANSPLANT WITH BILE LEAK Pension, Peacetime  100%
7203	RESECTION OF TONGUE WITH IMPAIRED SPEECH AND CHEWING Pension, Peacetime  30%
7203	ESOPHAGUS STRICTURE WITH DYSPHAGIA Pension, Peacetime  30%
7199-7101	ORTHOSTATIC HYPOTENSION (CLAIMED AS AUTONOMIC DYSREFLEXIA) Pension, Peacetime  20%

**COMBINED EVALUATION FOR PENSION : 100%**

eSign: certified by VSCTHARR, RQRS

VSCM

