

<b>Rating Decision</b>		<i>Department of Veterans Affairs Veterans Benefits Administration</i>		Page 1 of 6 02/27/2024
NAME OF VETERAN	VA FILE NUMBER	SOCIAL SECURITY NR.	POA GORDON A GRAHAM	
				COPY TO

ACTIVE DUTY			
EOD	RAD	BRANCH	CHARACTER OF DISCHARGE
09/24/1965	09/22/1967	Navy	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: A clear and unmistakable error is found in the separate evaluations for right lower extremity, tremors and bradykinesia and balance impairment.

Therefore we are combining balance impairment with right lower extremity, tremors and bradykinesia and granting the higher evaluation of the two.

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:** Expiration of Due Process On 09/14/2023

600; Predetermination - Rating Issue; 09/14/2023

**ASSOCIATED CLAIM(s):**

930; Rating Control; 03/20/2023

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

9435-9433

SLEEP DISTURBANCE, DEPRESSION, COGNITIVE IMPAIRMENT AND MEMORY LOSS ASSOCIATED WITH RIGHT UPPER EXTREMITY TREMOR AND BRADYKINESIA DUE TO PARKINSON'S DISEASE (PREVIOUSLY RATED AS

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- RIGHT UPPER EXTREMITY TREMOR, MUSCLE RIGIDITY, STIFFNESS, AND BRADYKINESIA DUE TO PARKINSON'S DISEASE)  
Service Connected, Vietnam Era, Secondary  
Static Disability  
50% from 10/11/2022
- 8004-8514 RIGHT UPPER EXTREMITY TREMOR AND BRADYKINESIA DUE TO PARKINSON'S DISEASE (PREVIOUSLY RATED AS RIGHT UPPER EXTREMITY TREMOR, MUSCLE RIGIDITY, STIFFNESS, AND BRADYKINESIA DUE TO PARKINSON'S DISEASE) [Agent Orange - Vietnam/Parkinson's Disease]  
Service Connected, Vietnam Era, Presumptive  
Static Disability  
40% from 07/28/2014 (8004-8512)  
50% from 03/20/2023
- 8514 LEFT UPPER EXTREMITY AND BRADYKINESIA (PREVIOUSLY RATED AS LEFT UPPER EXTREMITY MUSCLE RIGIDITY, STIFFNESS, AND BRADYKINESIA) ASSOCIATED WITH RIGHT UPPER EXTREMITY TREMOR AND BRADYKINESIA DUE TO PARKINSON'S DISEASE (PREVIOUSLY RATED AS RIGHT UPPER EXTREMITY TREMOR, MUSCLE RIGIDITY, STIFFNESS, AND BRADYKINESIA DUE TO PARKINSON'S DISEASE)  
Service Connected, Vietnam Era, Secondary  
Static Disability  
20% from 07/28/2014 (8512)  
40% from 03/20/2023
- 8520 LEFT LOWER EXTREMITY MUSCLE RIGIDITY, STIFFNESS, AND BRADYKINESIA ASSOCIATED WITH RIGHT UPPER EXTREMITY TREMOR AND BRADYKINESIA DUE TO PARKINSON'S DISEASE (PREVIOUSLY RATED AS RIGHT UPPER EXTREMITY TREMOR, MUSCLE RIGIDITY, STIFFNESS, AND BRADYKINESIA DUE TO PARKINSON'S DISEASE)  
Service Connected, Vietnam Era, Secondary  
Static Disability  
10% from 10/11/2022  
40% from 03/20/2023
- 8520 BALANCE IMPAIRMENT WITH RIGHT LOWER EXTREMITY, TREMORS AND BRADYKINESIA ASSOCIATED WITH RIGHT UPPER EXTREMITY TREMOR AND BRADYKINESIA DUE TO PARKINSON'S DISEASE (PREVIOUSLY RATED AS RIGHT UPPER EXTREMITY TREMOR, MUSCLE RIGIDITY, STIFFNESS, AND BRADYKINESIA DUE TO PARKINSON'S DISEASE)  
Service Connected, Vietnam Era, Secondary  
Static Disability  
10% from 07/28/2014  
20% from 10/11/2022, Change Under 38 CFR 3.105(a)(error)

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- 40% from 03/20/2023
- 7913      DIABETES MELLITUS TYPE 2 [Agent Orange/Diabetes]  
Service Connected, Vietnam Era, Presumptive  
Static Disability  
20% from 10/23/2002
- 7542      URINARY INCONTINENCE ASSOCIATED WITH RIGHT UPPER EXTREMITY  
TREMOR AND BRADYKINESIA DUE TO PARKINSON'S DISEASE (PREVIOUSLY  
RATED AS RIGHT UPPER EXTREMITY TREMOR, MUSCLE RIGIDITY,  
STIFFNESS, AND BRADYKINESIA DUE TO PARKINSON'S DISEASE)  
Service Connected, Vietnam Era, Secondary  
Static Disability  
20% from 03/20/2023
- 8207      LOSS OF AUTOMATIC MOVEMENTS, LEFT SIDE ASSOCIATED WITH RIGHT  
UPPER EXTREMITY TREMOR AND BRADYKINESIA DUE TO PARKINSON'S  
DISEASE (PREVIOUSLY RATED AS RIGHT UPPER EXTREMITY TREMOR,  
MUSCLE RIGIDITY, STIFFNESS, AND BRADYKINESIA DUE TO PARKINSON'S  
DISEASE)  
Service Connected, Vietnam Era, Secondary  
Static Disability  
0% from 10/11/2022  
20% from 03/20/2023
- 8207      LOSS OF AUTOMATIC MOVEMENTS, RIGHT SIDE ASSOCIATED WITH RIGHT  
UPPER EXTREMITY TREMOR AND BRADYKINESIA DUE TO PARKINSON'S  
DISEASE (PREVIOUSLY RATED AS RIGHT UPPER EXTREMITY TREMOR,  
MUSCLE RIGIDITY, STIFFNESS, AND BRADYKINESIA DUE TO PARKINSON'S  
DISEASE)  
Service Connected, Vietnam Era, Secondary  
Static Disability  
0% from 10/11/2022  
20% from 03/20/2023
- 5257      INSTABILITY, RIGHT KNEE, RESIDUAL OF TEAR IN LATERAL MENISCUS  
Service Connected, Vietnam Era, Incurred
- 10% from 09/23/1967
- 8211      STOOPED POSTURE ASSOCIATED WITH RIGHT UPPER EXTREMITY TREMOR  
AND BRADYKINESIA DUE TO PARKINSON'S DISEASE (PREVIOUSLY RATED  
AS RIGHT UPPER EXTREMITY TREMOR, MUSCLE RIGIDITY, STIFFNESS, AND  
BRADYKINESIA DUE TO PARKINSON'S DISEASE)  
Service Connected, Vietnam Era, Secondary  
Static Disability

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- 10% from 07/28/2014
- 6516 SPEECH CHANGES ASSOCIATED WITH RIGHT UPPER EXTREMITY TREMOR AND BRADYKINESIA DUE TO PARKINSON'S DISEASE (PREVIOUSLY RATED AS RIGHT UPPER EXTREMITY TREMOR, MUSCLE RIGIDITY, STIFFNESS, AND BRADYKINESIA DUE TO PARKINSON'S DISEASE)  
Service Connected, Vietnam Era, Secondary  
Static Disability  
10% from 10/11/2022
- 6275 LOSS OF SENSE OF SMELL ASSOCIATED WITH RIGHT UPPER EXTREMITY TREMOR AND BRADYKINESIA DUE TO PARKINSON'S DISEASE (PREVIOUSLY RATED AS RIGHT UPPER EXTREMITY TREMOR, MUSCLE RIGIDITY, STIFFNESS, AND BRADYKINESIA DUE TO PARKINSON'S DISEASE)  
Service Connected, Vietnam Era, Secondary  
Static Disability  
10% from 03/20/2023
- 7319 CONSTIPATION ASSOCIATED WITH RIGHT UPPER EXTREMITY TREMOR AND BRADYKINESIA DUE TO PARKINSON'S DISEASE (PREVIOUSLY RATED AS RIGHT UPPER EXTREMITY TREMOR, MUSCLE RIGIDITY, STIFFNESS, AND BRADYKINESIA DUE TO PARKINSON'S DISEASE)  
Service Connected, Vietnam Era, Secondary  
Static Disability  
0% from 07/28/2014  
10% from 03/20/2023
- 5227 RESIDUALS OF LACERATION OF LEFT LONG FINGER  
Service Connected, Vietnam Era, Incurred  
  
0% from 09/23/1967
- 7522 SEXUAL DYSFUNCTION ASSOCIATED WITH RIGHT UPPER EXTREMITY TREMOR AND BRADYKINESIA DUE TO PARKINSON'S DISEASE (PREVIOUSLY RATED AS RIGHT UPPER EXTREMITY TREMOR, MUSCLE RIGIDITY, STIFFNESS, AND BRADYKINESIA DUE TO PARKINSON'S DISEASE)  
Service Connected, Vietnam Era, Secondary  
Static Disability  
0% from 10/11/2022

**COMBINED EVALUATION FOR COMPENSATION :**

10% from 09/23/1967  
30% from 10/23/2002  
80% from 07/28/2014 (Bilateral factor of 5.2 Percent for diagnostic codes 8512, 8512)



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90% from 10/11/2022 (Bilateral factor of 6.9 Percent for diagnostic codes 8512, 8512, 5257, 8520, 8520)  
 100% from 03/20/2023 (Bilateral factor of 9 Percent for diagnostic codes 8514, 8514, 5257, 8520, 8520)  
 Individual Unemployability Granted from October 11, 2022

***SPECIAL MONTHLY COMPENSATION :***

K-1 Entitled to special monthly compensation under 38 U.S.C. 1114, subsection (k) and 38 CFR 3.350(a) on account of loss of use of a creative organ from 10/11/2022.

L-1 Entitled to special monthly compensation under 38 U.S.C. 1114, subsection (l) and 38 CFR 3.350(b) on account of being so helpless as to be in need of regular aid and attendance from 03/20/2023.

EFFECTIVE DATE	BASIC	HOSPITAL	LOSS OF USE	ANAT. LOSS	OTHER LOSS
10/11/2022	01	01	00	00	1
03/20/2023	04	49	00	00	5

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

7705 IMMUNE THROMBOCYTOPENIA PUPURA [Agent Orange/Other/Unknown-Agent Orange]  
 Not Service Connected, Peacetime, Not Established by Presumption

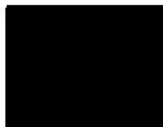
Original Date of Denial: 05/05/2003

**ANCILLARY DECISIONS**

Basic Eligibility under 38 USC Ch 35 from 10/11/2022

eSign Certified by: VSCTMEAD-RVSR

eSign: certified by VSCJCAUB, Decision Review Officer



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eSign: certified by VBARENLASHUI, Coach

