

# **DEPARTMENT OF VETERANS AFFAIRS**

VA Regional Office 1776 Constitution Parkway Midville, Iowa 00434

10/10/2020

Ms. Andrea Gale 1207 Bailey Ave. Midville, Iowa 00436 In Reply Refer to: 379/28 Last 4 digits: 2222/ 00

Dear Ms. Gale:

Congratulations, I am writing to inform you of the following decision that grants your Department of Veterans Affairs (VA) benefits.

# What decision did I make and what authority did I use?

When making a decision on your VA benefits that are provided by the Vocational Rehabilitation and Employment (VR&E) program, I must base my decision on specific laws and regulations. These laws are found in title 38 of the United States Code (U.S.C.); and the regulations are found in title 38 of the Code of Federal Regulations (CFR). Based on a review of these laws and regulations, I have decided that you are entitled to VR&E benefits and services. I based this decision on Section 1631(b)(2) of Public Law 110-181.

# Why did I make this decision?

I made this decision based on the following reason(s):

- You are within your 12-year basic period of eligibility and have at least a 20% service-connected disability rating
- We determined that the extent of barriers presented by your service connected and non-service connected disabilities to return to work is significant. You will need extensive services to return to suitable employment.

# What evidence did I use to make this decision?

• Your eligibility termination date is 3/12/2026 and your current VA disability rating is 40%.

• Your Rehabilitation Needs Inventory (RNI) noted the following: Paralysis of the ulnar nerve, left; depression; Limited flexion of the forearm and hearing loss. Your service-connected disabilities affect you in the following areas of work: job performance and job opportunities.

- Your VA decision rating noted the following limitations:
- Additionally, you reported: Difficulty lifting and with overhead work. Sometimes get down and problems understanding people.

If you would like copies of this information, please contact me to arrange the most efficient way to get this information to you.

## What if you disagree with my decision?

If you disagree with my decision, either you or your accredited representative, such as a Veterans Service Organization representative, independent claims agent, or private attorney, can request a review of the decision at the regional office level or file a request for a formal appeal at the Board of Veterans Appeals (Board). You have one year from the date of this letter to select and file a review option in order to protect your initial filing date for effective date purposes.

• Request a Higher-Level Review (HLR) at the Regional Office Level

If you disagree with my decision, you can request a HLR to be completed at the regional office where I work, or an alternate regional office (see note below) within one year of the date of this letter. You may also request an informal conference during the HLR process. An informal conference provides you, and your representative if you have one, the opportunity to tell the reviewer why you disagree with my decision and to discuss the decision before the reviewer completes his/her review. To request a HLR, please complete VA Form 20-0996, Decision Review Request: Higher-Level Review, and return it to the address at the top of the letter. If you have new evidence to provide, this option is not available to you. Please see below for your options if you have new evidence to provide. Also, you may not request a HLR of a HLR decision issued by VA.

Note: Due to the specialized processing needs of VR&E, by default your HLR will be completed at the regional office where I work, which contradicts the information listed in <u>box 13</u> on VA Form 20-0996. If you want your HLR to be completed at an alternate regional office, please indicate that in writing in box 13.

• File a Supplemental Claim (SC) at the Regional Office Level

If you disagree with my decision and you have new evidence to provide, you can request a SC to be completed at the regional office where I work. A SC is completed by either myself or another Vocational Rehabilitation Counselor that works at the same regional office in which I work. To request a SC, please complete VA Form 20-0995, Decision Review Request: Supplemental Claim. There is no time limit to request this review; however, if you submit a SC later than one year after the date of this letter, the effective date for any resulting award of benefits generally will be tied to the date VA receives the request for a SC.

• File a Formal Appeal with the Board of Veterans Appeals

If you disagree with my decision, you may appeal the decision to the Board of Veterans Appeals. If you want to file a formal appeal, please complete VA Form 10182, Decision Review Request: Board Appeal (Notice of Disagreement), and follow the instructions on the form regarding how to submit the appeal. You have one year from the date of this letter to file an appeal.

It is important to note that you may elect either a HLR or a SC at the regional office level, or elect an appeal by the Board. You may not have the same issue under review at both the regional office and the Board at the same time. You must elect which option you wish to pursue.

The enclosed VA Form 20-0998, "Your Rights To Seek Further Review of Our Decision", explains your options in greater detail and provides instructions on how to request further review. You may download a copy of any of the required application forms noted above by visiting www.va.gov/vaforms/ or you may contact us by telephone at 1-800-827-1000 and we will mail you any form you need.

You can visit www.va.gov/decision-reviews to learn more about how the disagreement process works.

If you would like to obtain or access evidence used in making this decision, please contact us by telephone, email, or letter letting us know what you would like to obtain. Some evidence may be obtained online by visiting VA.gov.

## What if you have questions or concerns?

If you have any questions about this letter or need additional information on VA benefits, please contact me at «CaseMgrPhone», via email at «CaseMgrEmailAddress», or call 1-800-827-1000. If you use the Telecommunications Device for the Deaf (TDD), the federal number is 711.

Sincerely yours,

Robert Brumfield

Robert Brumfield Vocational Rehabilitation Counselor

Enclosure: VA Form 20-0998, Your Rights to Seek Further Review of our Decision

CC:

How can eBenefits assist you?

eBenefits is a web portal that provides resources and self-service capabilities to Veterans, Servicemembers, and their families to research, access and manage their VA and military benefits and personal information. It is a joint effort between VA and the Department of Defense. eBenefits uses secure credentials to allow access to personal information and gives users the ability to perform numerous self-service functions. The eBenefits portal also provides access to the Veterans Employment Center, a one-stop career website for Veterans, transitioning Servicemembers and GI Bill beneficiaries, as well as military spouses and dependents. You will also find a list of links to other sites that provide information about military and Veteran benefits. It is an essential way for Veterans, Servicemembers, and their families to receive access to services. To access eBenefits, go to <u>www.ebenefits.va.gov</u>.

C Department of Veterans Analis	BIBILITY DETERMINA	TION - NARRATI	/E REPORT
FIRST, MIDDLE INITIAL, LAST NAME OF CLAIMANT	VA FILE NU	JMBER	
Andrea Gale	TRA-11-2	222	
Is achievement of a vocational goal currently reaso	nably feasible? (38 CFR 2	21.53)	
<ul> <li>Achievement of a vocational goal is currently real Explain and justify decision:</li> <li>Achievement of a vocational goal is not currently Explain and justify decision:</li> <li>Andrea is currently rated at 40% for service-connect and associated pain, hearing problems, and depression does not possess the energy and motivation required the medical information available in the eFolder fold records substantiate her reported increasing pain, phy compliance with treatment. Medical records and disc psychologically. She experiences considerable pain a Further, her issues associated with depression, i.e., di most of the time, and being irritable and difficult to g even more doubtful. Another complicating factor is v is determined that the achievement of a vocational goal cannot currentle Explain and justify decision:</li> </ul>	reasonably feasible. In conditions with major problem, none of which are being treased to hold down even the most seer and VAMC medical records sical problems and psycholog ussions with Andrea reveal that and not able to hold and maintat fficulty sleeping, a tendency to the talong with, make the possibility of the problems and compare the tender of t	ated. Due to these proble edentary employment. V is through (CAPRI). The fical difficulties and lack at she is limited physical ain substantial gainful en o isolate herself, feeling pility of employment in a municating with others.	ems, Andrea RC reviewed medical of ly and nployment. depressed any capacity
DATE OF DETERMINATION: 10/10/2020	_		
SIGNATURE	TITLE		DATE
Robert Brumfield	VRC		10/10/2020

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		Partition		

# PRELIMINARY INDEPENDENT LIVING (IL) ASSESSMENT

IMPORTANT: A preliminary evaluation of Independent Living (IL) needs is to be conducted with the veteran by the VA case manager. If potential IL needs are identified through a preliminary assessment, then a comprehensive IL evaluation is to be completed. (M28, Part IV, Subpart iv, Ch 9)

**READ TO VETERAN**: ACTIVITIES OF DAILY LIVING: This questionnaire focuses on Activities of Daily Living. Activities which should be examined during the initial assessment include: Alcohol/Substance Abuse; Housing; Personal/Emotional/Spiritual Needs; and Leisure/Vocational Activities. The veteran's responses to the questions will help determine how much difficulty the veteran may have had in performing these activities during the past month. Difficulty is defined as how hard it was or how much effort it took to complete an activity because of the veteran's disability(ies).

1. FIRST, MIDDLE, LAST NAME		2. VA	A FILE NUMBER	3. SOCIAL SECU	3. SOCIAL SECURITY NO.		4. DATE	
Andrea Gale		TRA	-11-2222	TRA-11-2222	TRA-11-2222 10/		0/10/2020	
		PART I - AC	TIVITIES OF DA	ILY LIVING				
difficu	questionnaire focuses on types of activ alty you may have had in performing th o do the activity because of your disability	nese activities during	the past month. By	difficulty, we mean l	now hard was	it or ho	etermine how much w much effort did it	
ITEM NO.	DURING THE PAST MONTH, HOW MUCH DIFFICULTY DID YOU HAVE DOING THE FOLLOWING TASKS?	USUALLY DID WITH NO DIFFICULTY	USUALLY DID WITH SOME DIFFICULTY	USUALLY DID WITH HELP OR ASSISTIVE DEVICE	USUALLY NOT D BECAUS DISABILI	)O E OF	USUALLY DID NOT DO FOR OTHER REASONS	
5	TAKING CARE OF SELF, INCLUDING EATING, DRESSING, OR BATHING	4	⊠ 3	2	<u> </u>		0	
6	MOVING IN AND OUT OF A BED OR CHAIR	4	⊠ 3	2	1		0	
7	WALKING SEVERAL BLOCKS	⊠ 4	3	2	1		0	
8	WALKING ONE BLOCK, OR CLIMBING ONE FLIGHT OF STAIRS	⊠ 4	3	2	<u> </u>		0	
9	WALKING INDOORS, SUCH AS AROUND YOUR HOME	⊠ 4	3	2	1		0	
10	DOING WORK AROUND THE HOUSE SUCH AS CLEANING, LIGHT YARD WORK, OR LAUNDRY	4	3	⊠ 2	<u> </u>		0	
11	DOING ERRANDS, SUCH AS SHOPPING	4	3	⊠ 2	1		0	
12	DRIVING A CAR, OR USING PUBLIC TRANSPORTATION	⊠ 4	3	2	1		0	
13	VISITING WITH RELATIVES OR FRIENDS	4	<u> </u>	2	1		∑ 0	
14	PARTICIPATING IN COMMUNITY ACTIVITIES, SUCH AS RELIGIOUS SERVICES, SOCIAL ACTIVITIES, OR VOLUNTEER WORK	4	3	2	<u> </u>		⊠ 0	
15	TAKING CARE OF OTHER PEOPLE SUCH AS FAMILY MEMBERS	4	3	2	1		∑ 0	

VA FORM 28-0791

SUPERSEDES VA FORM 28-0791, FEB 2010,

WHICH WILL NOT BE USED.

PART I - ACTIVITIES OF DAILY LIVING (Continued)						
ITEM NO.	DURING THE PAST MONTH, HOW MUCH DIFFICULTY DID YOU HAVE DOING THE FOLLOWING TASKS?	USUALLY DID WITH NO DIFFICULTY	USUALLY DID WITH SOME DIFFICULTY	USUALLY DID WITH HELP OR ASSISTIVE DEVICE	USUALLY DID NOT DO BECAUSE OF DISABILITIES	USUALLY DID NOT DO FOR OTHER REASONS
16	PARTICIPATING IN MODERATE RECREATIONAL ACTIVITIES, SUCH AS PLAYING GOLF	4	3	2	<u> </u>	⊠ 0
17	WRITING USING PEN OR PENCIL	⊠ 4	3	2	1	0
18	BENDING, STOOPING, LIFTING	4	⊠ 3	2	<u> </u>	0
19	SLEEPING	4	⊠ 3	2	<u> </u>	0
20	TAKING OWN MEDICATIONS	4	3	2	<u> </u>	⊠ 0
21	USING TELEPHONE	⊠ 4	3	2	<u> </u>	0
22	HANDLING OWN MONEY	⊠ 4	3	2	<u> </u>	0
23	PREPARING OWN MEALS	4	⊠ 3	2	1	0
24	USING TOILET	⊠4	3	2	1	0
25	PARTICIPATING IN VIGOROUS ACTIVITIES	4	3	2	<u> </u>	⊠ 0
26	MEMORY AND CONCENTRATION	4	⊠ 3	2	1	0
27	GETTING IN AND OUT OF RESIDENCE	4	⊠ 3	2	1	0
28	CONTROLLING ENVIRONMENT, SUCH AS OPERATING A FAN, THERMOSTAT, OR TV	⊠ 4	3	2	<u> </u>	0
29	29     COMMUNICATING WITH FAMILY OR FRIENDS     4     3     2     1     × 0					
<ul> <li>30. FOR ANY ACTIVITY WHICH YOU MARKED 3 OR LOWER, PLEASE EXPLAIN</li> <li>#5: Andrea has trouble sometimes with buttons and zippers because of left wrist pain and tremors. She has difficulty getting in and out of the bathtub due to fear of falling. She has difficulty washing her hair due to left wrist pain and left arm weakness. She would like to do these activities more independently.</li> <li>#6: Andrea's bed frame/mattress is high and she has difficulty sometimes getting into/out of bed. Currently she uses a step and holds onto headboard. Sometimes has difficulty getting up out of a chair.</li> <li>#10: Andrea is unable to lift large baskets of laundry due to wrist pain and weakness. Her daughter does most of cleaning and laundry and she and her daughter have hired someone to mow lawn.</li> <li>#11: Andrea's adult daughter does most of grocery shopping and errands. Andrea is unable to lift grocery bags due to pain/weakness.</li> <li>(Explanations for Box 30 continued on Page 2)</li> </ul>						
31. IN GENERAL, HOW WOULD YOU RATE YOUR OVERALL LEVEL OF INDEPENDENCE?         □ VERY HIGH       □ HIGH       ⊠ MODERATE       □ LOW       □ VERY LOW         32. DO YOU HAVE A PERSONAL CARE ATTENDANT?						
PART II - ALCOHOL/SUBSTANCE ABUSE						
	) YOU NOW, OR HAVE YOU EVER HAI S 🛛 NO					
34. AF	34. ARE YOU NOW ABSTINENT?					
□ YES □ NO (If "No," complete Item 35) VA FORM 28-0791, AUG 2015						

35. HOW MUCH, HOW OFTEN, AND WHAT SUBSTANCE (ALCOHOL AND/OR DRUGS) DO YOU USE?					
36. WHERE DO YOU CURRENTLY LIV	PART III - HOUSING				
PRIVATE HOME	HALF-WAY HOUSE				
	OTHER (Please explain)				
37. WHO LIVES WITH YOU?					
LIVE ALONE					
LIVE WITH SPOUSE					
LIVE WITH SIGNIFICANT OTHER					
	S IN YOUR CURRENT HOUSING OR LIVING ARRANGEMENTS?				
☐ YES					
have lived with my sick motion some an					
39. DO YOU FEEL SAFE AT HOME AN	D ON THE STREET?				
$\times$ YES $\square$ NO (If "No," please e.	xplain)				
PA	RT IV - PERSONAL, EMOTIONAL, AND SPIRITUAL NEEDS				
	EEL THAT YOU HAVE IN YOUR LIFE AND THE CHOICES THAT MATTER TO YOU?				
Just don't seem right most days					
41. IN GENERAL, HOW DO YOU FEEL I don't know how to answer that	ABOUT YOURSELF AND YOUR LIFE?				
42. HOW MUCH SUPPORT DOES YOU					
Live with daughter and she helps. Son s	ends money sometimes.				
43. DO YOU HAVE ANY PROBLEMS GI	ETTING ALONG WITH OTHER PEOPLE?				
⊠ YES □ NO (If "Yes," please exp					
Sometimes people don't understand son	ne of the stuff that I am going through. Being around a lot of people is stressful and I'd rather just be by myself.				

44. DO Y	OU HAVE	SPIRITUAL NEEDS THAT ARE NOT BEING MET?
YES	× NO	(If "Yes," please explain)

	PART V - LEISU	RE/AVOCATIONAL ACTIVITIES 45. HOBBIES				
ITEM NO.	A. CURRENT HOBBIES	B. AMOUNT OF TIME SPENT ON EACH HOBBY PER MONTH				
1						
2						
3						
4						
X YE	46. ARE THERE ANY HOBBIES THAT YOU CAN NO LONGER DO?					
hearin misun	PART VI - ADDITIONAL COMMENTS Andrea has some hearing problems that may be a major part of her problem with communication. Based on observations during the interview, the hearing issue may be inhibiting her ability to communicate. During the interview Andrea asked for questions to be repeated and sometimes misunderstood the question.  Privacy Act Notice: VA will not disclose information collected on this form to any source other than what has been authorized under the Privacy Act of 1974 or Title					
38, Code of Federal Regulations 1.576 for the purpose of educational and vocational planning and to help you make the best use of your rehabilitation benefits. This information will not be released outside VA unless you authorize its release in writing or the disclosure is authorized under the Privacy Act, including the routine use identified in VA system of records, 58VA21/22/28, Compensation, Pension, Education, and Vocational Rehabilitation and Employment Records - VA, published in the Federal Register. Your obligation to respond is required to obtain or retain benefits. Giving us your SSN account information is voluntary. Refusal to provide your SSN by itself will not result in the denial of benefits. VA will not deny an individual benefits for refusing to provide his or her SSN unless the disclosure of the SSN is required by a Federal Statute of law in effect prior to January 1, 1975, and still in effect.						
estimat inform control	<b>Respondent Burden:</b> We need this information to evaluate your independent living needs. Title 38, United States Code, allows us to ask for this information. We estimate that you will need an average of 1 hour to review the instructions, find the information, and complete this form. VA cannot conduct or sponsor a collection of information unless a valid OMB control number is displayed. You are not required to respond to a collection of information if this number is not displayed. Valid OMB control numbers can be located on the OMB Internet Page at <a href="http://www.reginfo.gov/public/do/PRAMain">www.reginfo.gov/public/do/PRAMain</a> . If desired, you can call 1-800-827-1000 to get information on where to send comments or suggestions about this form.					

## Andrea Gale VA Form 28-0791 – Box 30 Continuation

#### 30. FOR ANY ACTIVITY WHICH YOU MARKED 3 OR LOWER, PLEASE EXPLAIN

#13. She reports she doesn't have any friends, doesn't get out much and when she does doesn't really get along with people. She hasn't talked with her son since Christmas and would rather "keep to myself" most of the time.

#14. She does not attend church now and attended church in the past only a few times. She indicates she likes to stay home on Sundays. She doesn't participate in any social activities or visit with people outside her apartment. She indicates she gets "stressed out" around too many people. Being around too many people makes her "sweat and get upset."

#15. She indicates she does not take care of family members; her daughter takes care of her. She would like to do more things for herself and others.

#16. She does not participate in recreational activites. She used to bowl in the Army but can no longer do this because of left arm pain. She indicates she doesn't "need to" bowl and believes if she bowled being around people would cause her to be stressed.

#18. Activities such as bending, overhead work, and carrying heavy objects are potentially aggravating to left arm weakness and left wrist pain. Hurts when she reaches up to a cabinet.

#19. She has difficulty sleeping and wakes up once or twice in the night and sometimes can't go back to sleep.

#20. Andrea has been prescribed multiple medications but states she does not take any medications. She is unsure what the medications are for. She last attended physical therapy about a year ago, stopped going and does not currently attend prescribed physical therapy as recommended by her physician. She also does not see apsychologist or take prescribed medications for depression.

#23. Andrea has difficulty standing at the kitchen counter while preparing meals. In addition, she has difficulty bending down to reach pots and pans in her lower cabinets. She wants to have more independence and less discomfort as she works in the kitchen preparing meals.

#25. Andrea does not participate in vigorous activities. She indicates she'd rather read and watch T.V.

#26. Andrea reports some difficulty with memory and concentration, noting her daughter has to remind her about things if she doesn't do things right away. She has difficulty reading or focusing on things for longer than 15-20 minutes due to headaches.

#27. She has difficulty getting out of her residence due to fear of too many people stressing her out and prefers to stay at home.

#29. Communicating with her son is difficult because she asks him to repeat himself a lot and she doesn't like talking on the phone. Doesn't have any friends or neighbors she talks with - keeps to herself.

Depart	ment of Veter	ans Affairs	NOTES FROM COUNSELING	AND NEXT STEPS
1. NAME (First, Middle, Last )     2. FILE NUMBER				
Andrea Gale TRA-11-2222				
3. LONG RANGE G To be determin		PLANS A	GREED UPON	
4. PROPOSED PR	OGRAM			5. DESIRED PROGRAM BEGINNING DATE
		NEXT STEP	S TO BE TAKEN	
6A. PREFERRED SEQUENCE		6B. NECESSAF	RY ACTIONS	6C. DATE ACTION COMPLETED
1	Entitlement to c established on t		habilitation services was	10/10/2020
2				
3				
4				
5				
6				
7				
8				
9				
10				
11				
12				
	· · · ·		ING APPOINTMENT	
7A. DATE	7B. TIME 7	C. LOCATION		
VOCATIONAL F	PSYCHOLOGIST OR REHABILITATION t Brumfield	8B. TELEPHONE NUMBER TO CONTACT	9A. SIGNATURE OF COUNSELEE Andrea Gale	9B. DATE OF SIGNATURE

VA FORM **28-8606** 

Department of Veterans Affairs	COUNSEL	ING RECORD - NAR	RATIVE REPORT
1. FIRST, MIDDLE INITIAL, LAST NAME OF CLAIM	IANT	2. VA FILE NUMBER	3. REGIONAL OFFICE NUMBER
Andrea Gale		TRA-11-2222	379
DETERMINATION O	F MAXIMUM REHA	TATION, DISCONTINUANCE, BILITATION GAIN (MRG) CLC 3117; 38 CFR 21.198, 21.284 and	DSURE
<b>NOTE:</b> The section below is used only for or previous determination of MRG.			
4. BASED ON REVIEW OF THE CITED LAWS AND	REGULATIONS:		
CLAIMANT <u>MEETS</u> THE CRITERIA FOR R (References: 38 U.S.C. 3101, 3109 and 3117; and		NG A DETERMINATION OF REHABIL	ITATION.
CLAIMANT <u>DOES NOT MEET</u> THE CRITER (References: 38 U.S.C. 3101, 3109 and 3117; and		FOLLOWING A DETERMINATION OF	REHABILITATION.
CLAIMANT <u>MEETS</u> THE CRITERIA FOR RI			ONS FOR
CLAIMANT <u>DOES NOT MEET</u> THE CRITER DISCONTINUANCE HAVE BEEN REMOVE			AT REASONS FOR
CLAIMANT MEETS THE CRITERIA TO SE			
CLAIMANT <u>DOES NOT MEET</u> THE CRITEF (Reference: 38 U.S.C. 3111; 38 CFR 21.198)	RIA TO SET ASIDE THE P	REVIOUS DETERMINATION OF MR	G.
EXPLAIN AND JUSTIFY DECISION:			
<b>NOTE:</b> If the claimant does not meet the criteria to Employment (VR&E) Counselor must determine if or to Section VI.			
SECTION II - AUTOMATIC ENTIT	LEMENT TO CHAP PUBLIC LAW 110		HE PROVISIONS OF
5. CLAIMANT'S ENTITLEMENT IS ESTABLISHED DETERMINATION OF AN EMPLOYMENT HAN	WITHOUT REGARD TO A	VA SERVICE-CONNECTED DISABI	LITY RATING OR
RECEIPT OF VA FORM 28-1900, DISABLEI			TION
RECEIPT OF QUALIFYING DOCUMENTAT	ION		
ATTENDANCE AT THE INITIAL APPOINTM	ENT WITH THE IDES VR	с	
VA FORM <b>28-1902b</b>	SUPERSEDES VA FORM 28 WHICH WILL NOT BE USED		Page

SECTION III - EMPLOYMENT HANDICAP (EH) DETERMINATION (References: 38 U.S.C. 3102; 38 CFR 21.40 and 21.51)
6. AN EH EXISTS ONLY IF A CLAIMANT HAS A VOCATIONAL IMPAIRMENT, THE CLAIMANT'S SERVICE-CONNECTED DISABILITY (SCD) CONDITIONS CONTRIBUTE IN SUBSTANTIAL PART TO THE VOCATIONAL IMPAIRMENT, AND THE CLAIMANT <u>HAS NOT</u> OVERCOME THE VOCATIONAL IMPAIRMENT.
6A. DOES THE CLAIMANT HAVE A VOCATIONAL IMPAIRMENT?
X YES NO EXPLAIN THE DECISION IF THE CLAIMANT HAS OR DOES NOT HAVE A VOCATIONAL IMPAIRMENT: Service Connected Disabilities:
Paralysis left ulnar nerve (CAPRI/rating) - Limited to occupations requiring light to moderate physical demands. She has restrictions in lifting, carrying pulling, and overhead work.
Depression (CAPRI/rating)-Isolation and unable to motivate herself to find employment
Hearing loss(CAPRI/rating)-Communication restrictions
Non Service Connected:
None
6B. DOES THE CLAIMANT'S SCD CONDITIONS CONTRIBUTE IN SUBSTANTIAL PART TO THE VOCATIONAL IMPAIRMENT?
EXPLAIN HOW THE CLAIMANT'S SCD CONDITIONS CONTRIBUTE OR DO NOT CONTRIBUTE TO THE VOCATIONAL IMPAIRMENT:
Since the service-connected paralysis of the ulnar nerve of the left arm, depression, and hearing problems are the predominant reasons for Andrea's impairment of employability; She has both significant physical limitations caused by the paralysis of the ulnar nerve, hearing problems, and emotional issues regarding depression which severely limit her ability to prepare for, obtain or maintain employment of any kind.

#### SECTION III - EMPLOYMENT HANDICAP (EH) DETERMINATION (CONTINUED) (References: 38 U.S.C. 3102; 38 CFR 21.40 and 21.51)

6C. HAS THE CLAIMANT OVERCOME THE EFFECTS OF THE VOCATIONAL IMPAIRMENT?

EXPLAIN HOW THE CLAIMANT HAS OVERCOME OR HAS NOT OVERCOME THE EFFECTS OF THE VOCATIONAL IMPAIRMENT:

Andrea has no job skills that have direct transfer to employment as her job skills were developed in the military. Her military work experience as a field wireman and MP do not provide skills that would be marketable in the local employment area.

6D. DOES THE CLAIMANT HAVE AN EMPLOYMENT HANDICAP?

X YES, THE CLAIMANT MEETS THE CRITERIA FOR A EMPLOYMENT HANDICAP

NO, THE CLAIMANT DOES NOT MEET THE CRITERIA FOR A EMPLOYMENT HANDICAP

SECTION IV - SERIOUS EMPLOYMENT HANDICAP (SEH) DETERMINATION
(References: 38 U.S.C. 3102, 3103 and 3106; 38 CFR 21.44 and 21.52)
7. An SEH EXISTS WHEN A SIGNIFICANT VOCATIONAL IMPAIRMENT IS ESTABLISHED, THE SCD CONDITIONS CONTRIBUTE TO THE OVERALL SIGNIFICANT VOCATIONAL IMPAIRMENT, AND THE CLAIMANT HAS NOT OVERCOME THE SIGNIFICANT VOCATIONAL IMPAIRMENT. THE CLAIMANT'S SCD CONDITIONS MUST CONTRIBUTE TO THE SIGNIFICANT VOCATIONAL IMPAIRMENT OR MAJOR DEFICIENCIES THAT IMPACT THE CLAIMANT'S ABILITY TO PREPARE FOR, OBTAIN, AND MAINTAIN SUITABLE EMPLOYMENT.
7A. DOES THE CLAIMANT HAVE A <u>SIGNIFICANT</u> VOCATIONAL IMPAIRMENT?
X YES NO
EXPLAIN HOW THE CLAIMANT HAS OR DOES NOT HAVE A SIGNIFICANT VOCATIONAL IMPAIRMENT:
A serious employment handicap is determined at this time as she has met the
criteria per CFR 21.52. Andrea has a number of disabilities and severe disability
limitations which require ongoing medical management. Her lack of transferable
skills, long term unemployment, lack of education/training for suitable
employment, and employer bias toward the disabled further impact the severity of
the employment handicap. Furthermore, she has some service-connected conditions
which are progressive and may evolve to greater levels of problems and
limitations.
7B. DOES CLAIMANT'S SCD CONDITIONS CONTRIBUTE TO THE OVERALL <u>SIGNIFICANT</u> VOCATIONAL IMPAIRMENT?
X YES NO
EXPLAIN HOW THE CLAIMANT'S SCD CONDITIONS CONTRIBUTE OR DO NOT CONTRIBUTE TO THE SIGNIFICANT VOCATIONAL
IMPAIRMENT:
She has both significant physical limitations caused by the paralysis of the
ulnar nerve, hearing problems, and emotional issues regarding depression which
severely limit her ability to prepare for, obtain or maintain employment of any
kind.
Aind.

	US EMPLOYMENT HANDICAP (SEH) ences: 38 U.S.C. 3102, 3103 and 3106; 38 C	1 ,
7C. DOES THE CLAIMANT HAVE A SEF	· · ·	
X YES, THE CLAIMANT MEETS TH	HE CRITERIA FOR A SERIOUS EMPLOYMENT	HANDICAP
NO, THE CLAIMANT DOES NOT	<u>I MEET THE CRITERIA</u> FOR A SERIOUS EMPL	OYMENT HANDICAP
	SECTION V - ENTITLEMENT DETER (Reference: 38 CFR 21.40)	MINATION
. SELECT ONE OF THE ENTITLEMENT D		CONCLUSION BASED ON THE EXPLANATIONS ABOVE:
ENTITLED: AUTOMATIC ENTITLEM	IENT TO CHAPTER 31 BENEFITS UNDER THE	PROVISIONS OF PUBLIC LAW 110-181 (NDAA)
	CAP (WITH 20% OR MORE SCD RATING)	
ENTITLED: SERIOUS EMPLOYMEN	NT HANDICAP (EXPIRED ETD)	
X ENTITLED: SERIOUS EMPLOYMEN	NT HANDICAP (WITH 10% OR MORE SCD RAT	ING)
<b>NOT ENTITLED:</b> NO EMPLOYMEN	T HANDICAP (WITH 20% OR MORE SCD RATII	NG) PROCEED TO SECTION VI, IF APPLICABLE
NOT ENTITLED: NO SERIOUS EMI	PLOYMENT HANDICAP (WITH 10% SCD RATIN	NG) PROCEED TO SECTION VI, IF APPLICABLE
NOT ENTITLED: NO SERIOUS EMP	PLOYMENT HANDICAP (WITH EXPIRED ETD) F	PROCEED TO SECTION VI, IF APPLICABLE
DATE THE CLAIMANT WAS NOTIFIED I	IN WRITING OF THE ENTITLEMENT DECISION	10/10/2020
F CLAIMANT IS DETERMINED "NOT EN BELOW:	NTITLED," DOCUMENT RESOURCES PROVIDE	ED AND RESULTS OF VOCATIONAL ASSESSMENT
SECTION VI	- DETERMINATION FOR LIMITED EM (Reference: 38 U.S.C. 3117)	IPLOYMENT SERVICES
	EMPLOYMENT AND MUST MEET THREE OF T RIA LISTED IN ITEMS (A) AND (B), AND EITHEF	
A. HAS A SERVICE-CONNECTED	DISABILITY RATING OF 10% OR MORE.	
B. IS DETERMINED EMPLOYABLE SECTION III, ITEM 6C)	E IN A SUITABLE OCCUPATION (DETERMINAT	ION FOR EMPLOYABILITY IS EXPLAINED IN
,	IN A VOCATIONAL REHABILITATION PROGRA	M ADMINISTERED UNDER CHAPTER 31, OR
	IN A VOCATIONAL REHABILITATION PROGRA PROGRAM, FACILITY, AND PROVIDED SERVIO	
SIGNATURE	11. TITLE	12. DATE SIGNED
Robert Brumfield	VRC	10/10/2020



# **PROTECTION OF PRIVACY INFORMATION STATEMENT**

(For Use by Counselees and Rehabilitation Program Participants)

I have been informed and understand that the information requested in this and any later interviews is requested under the authorization of Title 38, United States Code of Federal Regulations 1.576, Veterans Benefits. This information is needed to assist in vocational and educational planning, to authorize my receipt of rehabilitation services, to develop a record of my vocational progress, and to assure I obtain the best results from my rehabilitation program. I understand that the information I provide will not be used for any other purpose and that my responses may be disclosed outside VA only if the disclosure is authorized under the Privacy Act of 1974, including the routine uses identified in the VA system of records, 58VA21/22, Compensation, Pension, Education and Rehabilitation Records - VA, and published in the Federal Register. Generally, disclosures under the authority of a routine use will be made to develop my claim for vocational rehabilitation benefits under Title 38, United States Code.

My giving the requested information is voluntary. I understand that the following results might occur if I do not give this information:

- (1) I may not receive the maximum benefit either from counseling or from my education or rehabilitation program.
- (2) If certain information is required before I may enter a VA program, my failure to give the information may result in my not receiving the education or rehabilitation benefit for which I have applied.
- (3) If I am in a program in which information on my progress is required, my failure to give this information may result in my not receiving further benefits or services.

My failure to give this information will not have a negative effect on any other benefit to which I may be entitled.

I HEREBY CERTIFY THAT the information I have given is true and correct to the best of my knowledge and belief.

Andrea Gale

(Veteran's Signature)

10/10/2020

(Date Signed)



## VOCATIONAL REHABILITATION AND EMPLOYMENT (VR&E) PROGRAM ORIENTATION

### **VR&E MISSION**

The VR&E program assists veterans with service-connected disabilities prepare for, obtain, and maintain suitable employment, and/or live as independently as possible.

### ENTITLEMENT TO THE VR&E PROGRAM

A Vocational Rehabilitation Counselor (VRC) will work with you to determine if an employment handicap exists. An employment handicap exists if your service-connected disability impairs your ability to obtain and maintain employment. You are entitled to VR&E services if you have an employment handicap, are within your 12-year basic period of eligibility, and have at least a 20% service-connected disability rating. The 12-year period of eligibility will begin on:

- 1. The date of separation from active military duty, OR
- 2. The date you were first notified of your service-connected disability rating, whichever occurs later.

If the service-connected disability rating is less than 20%, or if you are beyond the 12-year basic period of eligibility, then a serious employment handicap must be found to establish entitlement to VR&E services. A serious employment handicap is based on the extent of services required for you to overcome the barriers presented by your service and nonservice-connected disabilities, permitting the return to suitable employment. If entitled to VR&E services, then you will work with a VRC to determine an appropriate track of service.

#### **5 TRACKS TO EMPLOYMENT**

- Re-employment: The goal of the re-employment track is to provide assistance to veterans who have served on active duty military, or in the National Guard or Reserves, to return to work where they were employed prior to active duty.
- **Rapid Access to Employment:** The goal of the rapid access to employment track is to provide direct job readiness and placement services to veterans who have expressed a desire to seek immediate employment and who already have most of the necessary skills to be competitive in the job market.
- Self-employment: The goal of the self-employment track is to provide services and assistance that will enable qualified veterans to achieve rehabilitation through self-employment. For more information, visit the Veterans Entrepreneurship Portal website, http://www.va.gov/osdbu/veteran/vep.asp, and click on Operation Boots to Business found under "Starting a Business" or "Training and Employment."
- **Employment through Long Term Services:** The goal of the employment through long term services track is to provide veterans with extended training and education to become suitably employed.
- **Independent Living:** The goal of the independent living program is to make sure that each veteran is able, to the maximum extent possible, to live independently and participate in family and community life.

## TYPES OF SERVICES OFFERED BY THE VR&E PROGRAM

#### Services may include, but are not limited to:

- Comprehensive vocational evaluation to determine abilities, skills, and interests for employment.
- Vocational counseling and rehabilitation planning for employment services.
- Employment services such as job-training, job-seeking skills, resume development, and other work readiness assistance.

SUPERSEDES VA FORM 28-0800, NOV 2012, WHICH WILL NOT BE USED.

- Assistance obtaining and maintaining a job, including the use of special employer incentives, special hiring authorities, on-the-job training, apprenticeships, and non-paid work experiences.
- Post-secondary training at a college, university, vocational, technical or business school, including the payment of tuition, fees, books, supplies, and subsistence allowance.
- Supportive rehabilitation services including case management, counseling, and medical referrals. Independent living services for veterans unable to work due to the severity of the disabilities.
- Independent living services for veterans unable to work due to the severity of their disabilities.

### YOUR ROLE

- Take an active, cooperative role in the process.
- Maintain regular contact with your VRC and/or other service providers.
- Seek assistance from your VRC for any specific barriers or issues that may prevent you from actively participating in the VR&E program, or obtaining and maintaining employment.
- Inform your VRC of any job acceptance, to include: employer's contact information, start date, job title/duties, salary, and benefits.
- Inform your VRC of your progress in your training program, including class schedules, grades, requested changes to your major, and changes in class schedule, for example if you add or drop a class.
- Discuss any special services you need with our VRC, including activities of daily living, classroom and/or on-the-job accommodations, tutoring, or other special needs.

## **VRC's ROLE**

- Inform you on how VR&E decisions will be made.
- Provide case management and support to facilitate successful completion of your goals.
- Explore your unique circumstances to identify your specific vocational assets, limitations, and services needed to develop an effective plan to achieve suitable employment.
- Coordinate any other vocational rehabilitation services that may be needed to achieve successful rehabilitation.
- Develop an individualized rehabilitation plan to assist you in reaching your goals.
- Follow-up with you after you complete your plan to ensure your successful transition and to assist you with any on-the-job or independent living needs.

Andrea Gale

Veteran's Signature

10/10/2020

Date

Robert Brumfield

VRC Signature

10/10/2020

Date

V	2	Department of	Veterans	Affairs
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# **REHABILITATION NEEDS INVENTORY (RNI)**

Titl ser pub wil Fec oth	le 38, Code of Federal Regulation vices) as identified in the VA sy plished in the Federal Register. Y I not result in the denial of bene leral Statute of law in effect prior er agencies.	ons 1.576 for routine uses (i.e., to det stem of records, 58VA21/22/28, Con Your obligation to respond is voluntar fits. VA will not deny an individual b or to January 1, 1975, and still in effe	is form to any source other than what termine entitlement to vocational rehat npensation, Pension, Education, and V y. Giving us your SSN account inforr benefits for refusing to provide his or ect. Information submitted is subject to	bilitation benefit vocational Rehat nation is volunta her SSN unless to verification th	its and to plan bilitation and ary. Refusal to the disclosure hrough compu	a program of rehabilitation Employment Records - VA, provide your SSN by itself of the SSN is required by a ter matching programs with			
Titl the rea	e 38, United States Code chapte information, and complete this uired to respond to a collectio	er 31, allows us to ask for this inform form. VA cannot conduct or spons n of information if this number is	vocational planning to help you make ation. We estimate that you will need or a collection of information unless not displayed. Valid OMB control 1-800-827-1000 to get information on	an average of 4 a valid OMB of numbers can b	45 minutes to control numbe located on	review the instructions, find er is displayed. You are not the OMB Internet Page at			
1. I	NAME (First, middle, last)		2	2. TELEPHONE NUMBER(S)					
	idrea Gale		HOME PHONE NUMBER	CELL PHONE	E NUMBER	WORK PHONE NUMBER			
	CURRENT ADDRESS		(555) 555-3344	(555) 555-33					
	07 Bailey Avenue		4a. E-MAIL ADDRESS 1		4b. E-MAIL	ADDRESS 2			
Mi	dville, IA 00436 (US)		agale@hotmail.com						
5. (	GENDER	6. MARITAL STATUS	7. CLAIM NUMBER		8. SOCIAL	SECURITY NUMBER			
	MALE 🗙 FEMALE	Never Married	TRA-11-2222		TRA-11-22	າາ			
9 (	LAIMING DEPENDENTS?	10. NICKNAME/AKA		RGENCY CON					
J				CONTAC					
	] YES [] NO #	_	Stephanie Gale	0011110					
			CONTACT PHONE N		CONT	ACT RELATIONSHIP			
			(555) 987-6543	ONDER	Daughter				
12	HOW DO YOU EXPECT TH	I IS PROGRAM TO HELP YOU?	(000) 007-0040		Daughter				
	ot sure what I can do exactly.								
		CAREER FIELDS YOU ARE MOS							
Ne	eed to get myself squared awa	ay first and then I might like to hel	p other Veterans.						
14	HAVE YOU EVER PARTICI	PATED IN OR ARE CURRENTLY	PARTICIPATING IN A VA EDUCA	ATION BENEF	TT PROGRA	M?			
X	_								
	A. HAVE YOU EVER PARTIC	CIPATED 14B. CHECK ALL T	HAT APPLY IN WHICH YOU HAV		TED				
	IN A PROGRAM OF VOCA	ATIONAL WORKER'S CO		PRIVATE					
_				OTHER (Ple	ease explain)				
L	YES X NO			, , , , , , , , , , , , , , , , , , ,	1 /				
	"Yes," complete Items 14B d								
14(	C. LIST ANY TYPE OF SERV	/ICES YOU WERE PROVIDED (i.	e., training, medical, vocational to	esting, function	nal capacitie	es, job search activities):			
			EMPLOYMENT						
	Pleas	e fill out each area as complet	ely as possible. If you have a r	esume, pleas	se attach it.				
15	. CIVILIAN EMPLOYMEN	T HISTORY: Please start with	your most current position.						
	JOB TITLE		DATES		A	VERAGE GROSS			
			FROM TO		M	IONTHLY SALARY			
	Security Guard		10/15/2017 05/2	0/2018		0.00			
	COMPANY NAME			STATUS	I				
			X TEMPORARY ASSIGNMEN	IT OR CONTR	ACT	PART TIME			
Α	Midwestern Security		PERMANENT POSITION						
	DESCRIBE JOB DUTIES IN	DETAIL							
	Guarding access and egress	s to building. Maintaining regular ti	raffic control and patrols.						
	REASON FOR LEAVING	5 5 5	•						
	Contract expired.								
	JOB TITLE		DATES		A	VERAGE GROSS			
			FROM TO			IONTHLY SALARY			
	Mail clerk		11/13/2016 01/2	6/2017	0	0.00			
B-	COMPANY NAME			STATUS					
			X TEMPORARY ASSIGNMEN			PART TIME			
	Mail Service Contracting		PERMANENT POSITION						
						-			

VA FORM **28-1902w** 

SUPERSEDES VA FORM 28-1902w, FEB 2012, WHICH WILL NOT BE USED

For Training Purposes Only

1	5. CIVILIAN EMPLOYMENT HISTORY (CONTINUED)						
	DESCRIBE JOB DUTIES IN DETAIL						
	Receiving and sorting mail to be transported to the main pos	t office building downto	own.				
В	REASON FOR LEAVING						
	Problems with the lifting and had to take care of my sick mot	her					
	JOB TITLE		AVERAGE GROSS				
		FROM		ТО	MONTHLY SALARY		
	Child care worker	04/09/2015		08/20/2015	0	.00	
	COMPANY NAME			STATUS			
		TEMPORARY A	SSIGN	MENT OR CONTRACT	PART TIME		
C	Happy Days Child Care						
	DESCRIBE JOB DUTIES IN DETAIL						
	Care for children in a day care center and after school facility	Ades 2-9 years old					
	REASON FOR LEAVING	y. Ages 2-9 years old.					
⊢	Decided to go back to school. JOB TITLE		DAT	-E6			
		FROM		ТО	AVERAGE GROSS MONTHLY SALARY		
	Casino attendant	05/23/2014			-	00	
	Company NAME	05/23/2014		12/10/2014 STATUS	0.	.00	
			SSICN	IMENT OR CONTRACT	X PART TIME		
D		IXI TEMPORARY A					
	Silver Star Casino DESCRIBE JOB DUTIES IN DETAIL						
		and dimensions					
	Assigned in the customer service area providing brochures a REASON FOR LEAVING	and directions.					
H	Temporary position ended.			<u>, , , , , , , , , , , , , , , , , , , </u>			
1	6. MILITARY WORK HISTORY: What did you do in the	military? Please fill o	out the	e following area as comp	letely as possible.		
⊢	Please start with your last assignment. HIGHEST RANK ACHIEVED: E-4 ARMED SE						
	JOB TITLE	RVICES: XARMY				KD	
	JOB IIILE	DATES			AVERAGE GROSS MONTHLY SALARY		
		FROM		TO	-	00	
	Military Police 31B MOS	04/15/2006		12/14/2013	RANK	.00	
A	LIST ANT HONORS AND COMMENDATIONS						
	DESCRIBE JOB DUTIES IN DETAIL				E-4		
	Served as an MP enforcing military law and regulations, con	trolling traffic preventing	na crim	e and responding to emerc	iencies		
	Corved do an wir onroroning miniary law and regulations, con	a olinig a ano, provona	ng onn	e, and responding to emerg			
⊢	HIGHEST RANK ACHIEVED: E-3 ARMED SE				IARINES COAST GUAR		
	JOB TITLE				AVERAGE GROSS		
		FROM		ТО	MONTHLY SALARY		
	Field Wireman 36K MOS			09/17/12003		.00	
в	LIST ANY HONORS AND COMMENDATIONS	00/10/2000		RANK	.00		
٢					E-3		
	DESCRIBE JOB DUTIES IN DETAIL						
	Worked with other electricians doing repair and replacement	of electrical parts in co	ommero	cial and some residential are	eas. Also did some new		
	construction wiring briefly.						
⊢	HIGHEST RANK ACHIEVED: ARMED SE				IARINES COAST GUAR	RD	
	JOB TITLE		DAT		AVERAGE GROSS		
		FROM		ТО	MONTHLY SALARY		
		-					
c	LIST ANY HONORS AND COMMENDATIONS	1			RANK		
<b>–</b>							
	DESCRIBE JOB DUTIES IN DETAIL						
1							
1	T 7. WOULD IT BE POSSIBLE FOR YOU TO RETURN TO WOF	RK IN A FORMER OCC	CUPAT	ION OR FOR A FORMER E	EMPLOYER?		
г	YES 🔀 NO						
<sup>L</sup>							

			WORK	HISTORY (CO	ONTINUED)		
18. WHAT WORK SKILLS DID YOL	J USE IN YOUF				J THINK YOU MAY BE ABLE TO US	E IN A NEW JOB?	
19. PLEASE EXPLAIN WHAT YOU	DID DURING I	PERIODS OF	UNEMPL	OYMEN'I 3 M	ONTHS OR LONGER:		
		-	-		-		
Please fill out th Please include vocational,	he area below , college, on-tl	v regarding y he-job, and c	our eduo other trai	cation/training ning. NOTE:	g background as completely as p Please include civilian and milita	oossible. Iry schools/training.	
20. MARK HIGHEST LEVEL COMP	LETED:						
SOME HS - HIGHEST GRAD	E COMPLETE	D: 📉 🗙	HS - YEA	R	GED - YEAR ASSOC	IATE BACHELOR	
	AL						
21A. NAME OF SCHOOL	21B. DATES	S (MM/YYYY)	21C.	21D. CREDITS/	21E. MAJOR COURSE	21F. DEGREE (if any),	
	FROM	ТО	GPA	CLOCK	OF STUDY	YEAR RECEIVED	
Community College	08/2017	12/2017	2.20		Childhood Development		
Community College							
	01/2004	12/2005	1.90		Core Curriculum		
22A. WHAT SUBJE	ECTS DID YOU	J LIKE?	<u> </u>	· · · ·	22B. WHAT SUBJECTS DID YO	DU DISLIKE?	
1 Psychology				1 Histor	/		
2 3				2			
23A. DO YOU HAVE ANY CURREN				23B. LIST CE	RTIFICATES/LICENSES	23C. DATE	
CERTIFICATES AND/OR LICE	ENSES?	1	(Apprent	ices or journey	vman card, truck driver/CDL, etc.)	EXPIRES	
(If "Yes," complete Items 23B and 2	23C)	2					
24. HAVE YOU BEEN DIAGNOSED				"Vas " plaasa d	ascribe below):		
No				Tes, pieuse a	escribe below).		
			DISA	BILITIES			
List and describ	<u> </u>				e list the disability(ies) in order of	•	
25A. SERVICE-CONNECTED DIS	SABILITY	25B. RATING (%)	í	25C. WHAT [	DIFFICULTIES ARE YOU EXPERIEN DISABILITIES?	ICING DUE TO YOUR	
30% for Paralysis of the ulnar nerve	ə, left				ead work is difficult.		
10% depression 0% Limited flexion of the forearm			Soi	metimes get de	own and problems understanding pe	ople.	
0% hearing loss							
		40.00					
26A. NON SERVICE-CONNEC DISABILITY	TED	26B. RATING (%)	i	26C. WHAT L	DIFFICULTIES ARE YOU EXPERIEN DISABILITIES?	ICING DUE TO YOUR	
27. HAS YOUR SERVICE-CONNEC		ITY(IES) AFFI	FCTED Y		DI LOWING AREAS OF WORK? (Ch	eck all that apply)	
X JOB PERFORMANCE X				O-WORKER			
JOB SATISFACTION	MISSED WO	RK TIME	□ N	/IANAGER RE	LATIONS		

		D	ISABILITI	ES (CONTINUED)			
28. ARE ANY OF YOUR DISABILIT	LIES IMPI	ROVING? 29. A	RE YOUR	DISABILITIES STABLE?	30. ARE A	NY OF YOUR DISABILITIES WORSENING?	
YES X NO				NO	X YES	□ NO	
31. DO YOU RECEIVE ANY OF TH				<i>ly)</i> PENSATION BENEFITS		X WELFARE ASSISTANCE	
DISABILITY PENSION (Militar	ry/civilian,		L SECURIT	Y DISABILITY INCOME (	SSDI/SSI)	MEDICARE/MEDICAID	
	UNEMPLOYMENT ALIMON					OTHER	
32. DO YOU HAVE A CLAIM PENE				G? (Check all that apply) PENSATION BENEFITS		WELFARE ASSISTANCE	
DISABILITY PENSION (Militar	ry/civilian,		L SECURIT	Y DISABILITY INCOME (	SSDI/SSI)	MEDICARE/MEDICAID	
			NY/CHILD S	SUPPORT		OTHER	
	Please	describe medic	cal treatme	ent you have received o	or are rece	eiving.	
33A. CONDITION		AME OF VA OR MEDICAL FACILI		33C. HOW OFTEN FOR TREATMEI		33D. MEDICATION(S) PRESCRIBED	
Left arm	Midville	e VAMC		as scheduled		Advil	
Depression	Midville	e VAMC		as scheduled			
Hearing	Midville	e VAMC		as scheduled			
34A. DO YOU HAVE MEDICAL NE THAT ARE NOT BEING MET ⊠ YES □ NO		34B. WHAT DO My arm seems		D? ring me more, more pain.			
(If "Yes," complete Item 34B)							
35A. DO YOU USE ANY ADAPTIV EQUIPMENT SUCH AS BRAG ARTIFICIAL LIMBS, HEARING ETC? ☐ YES ⊠ NO (If "Yes," complete Item 35B)	CES,	35B. PLEASE D	DESCRIBE	YOUR ADAPTIVE EQUIP	MENT		
36A. ARE THERE OTHER PROBL OR ISSUES WITH WHICH YO WOULD LIKE HELP? ∑ YES ☐ NO (If "Yes," complete Item 36B)				R PROBLEMS OR ISSUE	S WITH WI	HICH YOU WOULD LIKE HELP	
37. DO YOU HAVE ANY PENDING		IMS?	38 DO 1		N ABOUT	OTHER VA BENEFITS OR PROGRAMS?	
YES X NO (If "Yes," ple				YES NO (If "Yes," please describe below)			
			Anything	g that can help me feel be	-		
MISCELLANEOUS The following information will be used for employment planning purposes.							
RENT HOUSING AT PRESENT? Moved around some, stayed with mom, daughter, and son. Now I'm living with my daughter.							
	NO						
(If''No,'' complete for a complete	ete Item 3	89C)					
X OTHER							
40A. WHAT MODE OF TRANSPOR	RTATION	DO YOU USE?	X PE		C TRANSP		
40B. HOW FAR ARE YOU WILLING SCHOOL?					/E A VALIC	DRIVER'S LICENSE?	
10 miles				YES	NO		

MISCELLANEOUS (CONTINUED)				
41. ARE YOU WILLING TO RELOCATE FOR A JOB?				
X YES NO				
42. IF YOU HAVE HAD A HISTORY OF OR ARE CURRENTLY DEALING WITH LEGAL ISSUES, PLEASE SELECT AND	D DESCRIBE BELOW:			
43. IF YOU HAVE HAD AND/OR PRESENTLY HAVE SUBSTANCE ABUSE ISSUES, PLEASE SELECT AND DESCRIBE BELOW:				
44. IF YOU HAVE A HISTORY OF OR ARE CURRENTLY IN ON-GOING TREATMENT(S) FOR SUBSTANCE ABUSE(S),				
45. DID ANYONE HELP YOU COMPLETE THIS FORM?	DATE COMPLETED			
YES X NO	10/10/2020			
<b>PROTECTION OF PRIVACY INFORMATION STATEMENT</b> (For use by counselees and rehabilitation program participants)				
I have been informed and understand that the information requested in this and any later interviews is requested under the authorization of Title 38, United States Code, 1.576, Veterans Benefits. This information is needed to assist in vocational and educational planning, to authorize my receipt of rehabilitation services, to develop a record of my vocational progress, and to assure I obtain the best results from my rehabilitation program. I understand that the information I provide will not be used for any other purpose and that my responses may be disclosed outside the VA only if the disclosure is authorized under the Privacy Act of 1974, including the routine uses identified in VA system of records, 58VA21/22/28, Compensation, Pension, Education, and Vocational Rehabilitation and Employment Records-VA, published in the Federal Register. Generally, disclosures under the authority of a routine use will be made to develop my claim for vocational rehabilitation benefits under title 38, United States Code.				
My giving the requested information is voluntary. I understand that the following results might occur if I do not give this	is information:			
(1) I may not receive the maximum benefit either from counseling or from my education or rehabilitation program.				
(2) If certain information is required before I may enter a VA program, my failure to give the information may a education or rehabilitation benefit for which I have applied.	result in my not receiving the			
(3) If I am in a program in which information on my progress is required, my failure to give this information m further benefits or services.	nay result in my not receiving			
My failure to give this information will not have a negative effect on any other benefit to which I may be entitled.				
I HEREBY CERTIFY THAT the information I have given above is true and correct to the best of my knowledge and	belief.			
SIGNATURE OF VETERAN	DATE SIGNED			
Andrea Gale	10/10/2020			
SIGNATURE OF CASE MANAGER OR VOCATIONAL REHABILITATION COUNSELOR (VRC)	DATE SIGNED			
Robert Brumfield	10/10/2020			



DEPARTMENT OF VETERAN AFFAIRS VA Regional Office 1776 Constitution Parkway Midville, Iowa 00434

September 27, 2020

Ms. Andrea Gale 1207 Bailey Avenue Midville, IA 00436 (US) In Reply Refer to: RO 379/28

Dear Ms. Gale:

We have received your application for Vocational Rehabilitation and Employment (VR&E) benefits. We have scheduled an appointment for you to meet with a VA counselor. During this meeting, we will gather information to determine if you qualify for these benefits. This letter tells you the following:

-What you need to do

-What you should do to prepare for the meeting

-What will happen during this meeting

-What other criteria you might need to meet

-What you will need if you previously participated in VR&E

-Who will pay for your travel expenses

-What to do if you have questions or concerns

#### What do you need to do?

You need to report on time for the meeting. We have scheduled your meeting for the following date, time, and place:

Date:	10/10/2020
Time:	9:00 AM
Place:	VARO Midville, Iowa

#### What should you to do to prepare for the meeting?

You should plan for the meeting to last two hours or more. This meeting may also involve some vocational testing. Please do not bring your unaccompanied, minor children with you.

You need to bring the following items with you to the meeting:

-A completed Rehabilitation Needs Inventory (VA Form 28-1902w), which we have enclosed with this

letter. This form is also available online at <u>http://www.va.gov/vaforms/</u> and can be filled out electronically, printed, and brought to the meeting.

-Training records, to include military training, college or university transcripts, vocational training records and and resume(s)

-Job certifications or licenses, such as an apprentice or journeyman rating card

-Recent medical records that VA may not have

Even if you don't qualify for vocational rehabilitation, you will still receive career and educational counseling at no expense to you. This counseling is a considerable benefit even by itself.

#### What will happen during the meeting?

We will discuss the following:

- -Your work history, job interests, past training and education
- -Your disabilities and how they affect your everyday life
- -Any other questions you may want answered
- -Whether you are entitled to vocational rehabilitation benefits
- -Next Steps If you are entitled, we will begin your vocational planning immediately. If you are not
- entitled, we will refer you to other agencies for assistance.

#### What other criteria might you need to meet to qualify for VR&E?

If your combined service-connected disability rating awarded by VA is 10 percent, or it has been more than 12 years since you received your initial rating from VA, we must be able to determine the following:

- -You have serious difficulties obatining or maintaining employment that matches your talents, skills, and
- interests
- -Your service-connected disability condition(s) is/are a substantial part of the reason you have difficulties obtaining and maintaining employment

#### What if you previously received VR&E services?

To reenter the VR&E program, you must meet the basic eligibility and entitlement criteria, and a VRC must determine that you need additional vocational rehabilitation services. To reenter after you have been rehabilitated, we must determine that one of the following conditions is met:

- -Your service-connected disability has worsened to the point that you can no longer perform the duties of
- the occupation for which you were found rehabilitated; or
- -The occupation for which you were found rehabilitated is no longer suitable due to your specific level of functioning; or
- -If you received a plan of Independent Living services (IL), either your conditions have worsened and you
- need additional services, or your conditions have improved and you now need assistance to pursue employment; or
- -If your prior case was considered rehabilitated while you pursued additional training, and you wish to receive assistance finding a job, VR&E may be able to assist you with this.

You should bring any evidence you have to show why you need further vocational rehabilitation services. For example, you might bring medical information, a doctor's statement, or a recent notice of an increase in your VA disability rating.

#### Who will pay for your travel expenses?

We will pay the cost of your travel under the following general guidelines:

Public transportation costs, or if public transportation is not available, the current mileage rate for the total mileage (round trip) plus cost of parking, ferry fares, and bridge, road and tunnel tolls (with receipts). Requests for reimbursement of travel expenses must be received within 30 days after completion of travel.

#### What if you have questions or concerns?

If you have any questions about this letter or need additional verification of VA benefits, please contact us at 1-800-827-7000. If you use the Telecommunications Device for the Deaf (TDD), the federal number is 711.

Sincerely yours,

Jordan Wainright

Jordan Wainwright Vocational Rehabilitation and Employment Officer

Enclosure: VA Form 28-1902w

#### How can eBenefits assist you?

eBenefits is a web portal that provides resources and self-service capabilities to Veterans, Servicemembers, and their families to research, access and manage their VA and military benefits and personal information. It is a joint effort between VA and the Department of Defense. eBenefits uses secure credentials to allow access to personal information and gives users the ability to perform numerous self-service functions. The eBenefits portal also provides access to the Veterans Employment Center, a one-stop career website for Veterans, transitioning Servicemembers and GI Bill beneficiaries, as well as military spouses and dependents. You will also find a list of links to other sites that provide information about military and Veteran benefits. It is an essential way for Veterans, Servicemembers, and their families to receive access to services. To access eBenefits go to <u>www.ebenefits.va.gov</u>.



# **DEPARTMENT OF VETERANS AFFAIRS**

VA Regional Office Regional Office 1776 Constitution Parkway Midville, Iowa 00434

August 15, 2020

Ms. Andrea Gale 1207 Bailey Ave. Midville, Iowa 00436 In Reply Refer to:

379/28 Last 4 digits: 2222/ 00

Dear Ms. Gale:

Congratulations, I am writing to inform you of the following decision that grants your Department of Veterans Affairs (VA) benefits.

# What decision did I make and what authority did I use?

When making a decision on your VA benefits that are provided by the Vocational Rehabilitation and Employment (VR&E) program, I must base my decision on specific laws and regulations. These laws are found in title 38 of the United States Code (U.S.C.); and the regulations are found in title 38 of the Code of Federal Regulations (CFR). Based on a review of these laws and regulations, I have decided that you are eligible to apply for VR&E benefits and services. The next step is for you to meet with a counselor to determine if you are entitled to receive these services. I based this decision on 38 U.S.C. § 3103 and 38 CFR § 21.40.

# Why did I make this decision?

I made this decision based on the following reason(s):

- You have a service-connected disability rating of 10 % or more and you are within your 12 year period of eligibility.
- You were discharged from military service under conditions other than dishonorable

# What evidence did I use to make this decision?

Review of eligibility termination date 12/15/2025 and VA disability award decision.

If you would like copies of this information, please contact me to arrange the most efficient way to get this information to you.

## What if you disagree with my decision?

If you disagree with my decision, either you or your accredited representative, such as a Veterans Service Organization representative, independent claims agent, or private attorney, can request a review of the decision at the regional office level or file a request for a formal appeal at the Board of Veterans Appeals (Board). You have one year from the date of this letter to select and file a review option in order to protect your initial filing date for effective date purposes.

• Request a Higher-Level Review (HLR) at the Regional Office Level

If you disagree with my decision, you can request a HLR to be completed at the regional office where I work, or an alternate regional office (see note below) within one year of the date of this letter. You may also request an informal conference during the HLR process. An informal conference provides you, and your representative if you have one, the opportunity to tell the reviewer why you disagree with my decision and to discuss the decision before the reviewer completes his/her review. To request a HLR, please complete VA Form 20-0996, Decision Review Request: Higher-Level Review, and return it to the address at the top of the letter. If you have new evidence to provide, this option is not available to you. Please see below for your options if you have new evidence to provide. Also, you may not request a HLR of a HLR decision issued by VA.

Note: Due to the specialized processing needs of VR&E, by default your HLR will be completed at the regional office where I work, which contradicts the information listed in <u>box 13</u> on VA Form 20-0996. If you want your HLR to be completed at an alternate regional office, please indicate that in writing in box 13.

• File a Supplemental Claim (SC) at the Regional Office Level

If you disagree with my decision and you have new evidence to provide, you can request a SC to be completed at the regional office where I work. A SC is completed by either myself or another Vocational Rehabilitation Counselor that works at the same regional office in which I work. To request a SC, please complete VA Form 20-0995, Decision Review Request: Supplemental Claim. There is no time limit to request this review; however, if you submit a SC later than one year after the date of this letter, the effective date for any resulting award of benefits generally will be tied to the date VA receives the request for a SC.

• File a Formal Appeal with the Board of Veterans Appeals

If you disagree with my decision, you may appeal the decision to the Board of Veterans Appeals. If you want to file a formal appeal, please complete VA Form 10182, Decision Review Request: Board Appeal (Notice of Disagreement), and follow the instructions on the form regarding how to submit the appeal. You have one year from the date of this letter to file an appeal.

It is important to note that you may elect either a HLR or a SC at the regional office level, or elect an appeal by the Board. You may not have the same issue under review

at both the regional office and the Board at the same time. You must elect which option you wish to pursue.

The enclosed VA Form 20-0998, "Your Rights To Seek Further Review of Our Decision", explains your options in greater detail and provides instructions on how to request further review. You may download a copy of any of the required application forms noted above by visiting www.va.gov/vaforms/ or you may contact us by telephone at 1-800-827-1000 and we will mail you any form you need.

You can visit www.va.gov/decision-reviews to learn more about how the disagreement process works.

If you would like to obtain or access evidence used in making this decision, please contact us by telephone, email, or letter letting us know what you would like to obtain. Some evidence may be obtained online by visiting VA.gov.

## What if you have questions or concerns?

If you have any questions about this letter or need additional information on VA benefits, please contact me at «CaseMgrPhone», via email at «CaseMgrEmailAddress», or call 1-800-827-1000. If you use the Telecommunications Device for the Deaf (TDD), the federal number is 711.

Sincerely yours,

Robert Brumfield

Robert Brumfield Vocational Rehabilitation Counselor

Enclosure: VA Form 20-0998, Your Rights to Seek Further Review of our Decision Cc:

How can eBenefits assist you?

eBenefits is a web portal that provides resources and self-service capabilities to Veterans, Servicemembers, and their families to research, access and manage their VA and military benefits and personal information. It is a joint effort between VA and the Department of Defense. eBenefits uses secure credentials to allow access to personal information and gives users the ability to perform numerous self-service functions. The eBenefits portal also provides access to the Veterans Employment Center, a one-stop career website for Veterans, transitioning Servicemembers and GI Bill beneficiaries, as well as military spouses and dependents. You will also find a list of links to other sites that provide information about military and Veteran benefits. It is an essential way for Veterans, Servicemembers, and their families to receive access to services. To access eBenefits, go to www.ebenefits.va.gov.

OMB Approved No. 2900-0009 Respondent Burden: 15 minutes Expiration Date: 11/30/2022

			Expirati	011 Date: 11/30/2022	
Department of Veterans Affairs		RITE IN THIS SPACE DATE STAMP)			
	NECTED DISABILITIES	AIMANTS			
	Title 38, U.S.C.)				
PURPOSE OF VOCATIONAL REHABILITATION					
provides services that will assist certain claimants with					
employment. If employment is not an option because			18,		
services to assist them to achieve maximum independ	ence in their daily living activities r	nay also be			
provided.		1 1 641 6			
<b>IMPORTANT</b> : To decide if you should fill out this f	2. SOCIAL SECURITY NO.			4. DATE OF BIRTH	
1. FIRST, MIDDLE, LAST NAME OF CLAIMANT	2. SOCIAL SECURITY NO.	3. VA FILE NO.	(If different from Item 2)	(Month, Day, Year)	
	<b>TD</b> 11 0000			,	
Andrea Gale	TRA-11-2222			02/26/1977	
<ol> <li>MAILING ADDRESS (No. and street or rural route, City, S address.)</li> </ol>	state and ZIP Code, <b>OR</b> write "None," if	no mailing	6. MAIN TELEPHONE NU (Include Area Code, or		
1207 Bailey Avenue			available telephone ni	umber.)	
Midville, IA 00436 (US)					
			(555) 555-3	344	
7. E-MAIL ADDRESS OF CLAIMANT			8. CELL PHONE NUMBER (Include Area Code or write "None" if no available cell phone number.)		
			write None if no ave	illable cell phone number.)	
agale@hotmail.com					
9. IF YOU ARE MOVING WITHIN THE NEXT 30 DAYS, PRO	VIDE US YOUR NEW ADDRESS		10. NUMBER OF YEARS OF EDUCATION		
		1	4		
<b>I HEREBY CERTIFY THAT</b> the information	L have entered on this form is t	rue and comp	_	-	
belief. I realize that making willful false statem					
punishable offense that may result in a fine or i				on ouncino io a	
11A. SIGNATURE OF CLAIMANT ( <i>Do not print</i> ) ( <i>Sign in inl</i>			11B. DATE SIGNED		
Andrea Gale	~)		T.D. DATE GIGNED		
Anureu Guie			08/15/2020		
VA FORM	SUPERSEDES VA FORM 28-19	900, SEP 2014,		Page 1	
NOV 2019 <b>28-1900</b>	WHICH WILL NOT BE USED.			5	



#### DEPARTMENT OF VETERANS AFFAIRS

Midville Regional Office (379)

1776 Constitution Parkway

Midville, Iowa 00434

Andrea Gale

VA File Number TRA-11-2222

Represented by:

N/A

**Rating Decision** 

March 12, 2014

#### **INTRODUCTION**

The records reflect that you are a Veteran of the Gulf War Era. You served in the Army during two periods: 09/18/2000 to 09/17/2003 and 04/15/2006 to 12/14/2013.

#### **DECISION**

- 1. Service connection for paralysis of the ulnar nerve, left is granted with an evaluation of 30 percent effective December 15, 2013.
- 2. Service connection for depression is granted with an evaluation of 10 percent effective December 15, 2013.
- 3. Service connection for limited flexion of the forearm is granted with an evaluation of 0 percent effective December 15, 2013.
- 4. Service connection for hearing loss and tinnitus is granted with an evaluation of 0 percent effective December 15, 2013.

## **EVIDENCE**

-Service treatment records from 09/18/2000 to 09/17/2003 and 04/15/2006 to 12/14/2013.

- -VCAA letter of January 26, 2014
- -Orthopedic examination by private physician dated December 10, 2013
- -VA Medical Examination conducted at the VA medical center on February 18, 2014

#### REFERENCES:

Title 38 of the Code of Federal Regulations, Pensions, Bonuses and Veterans' Relief contains the regulations of the Department of Veterans Affairs which govern entitlement to all Veteran benefits. For additional information regarding applicable laws and regulations, please consult your local library, or visit us at our web site, <u>www.va.gov.</u>

<b>Rating Decision</b>	Department of			Page 1		
0	Veterans Benefits Administration				03/04/2014	
NAME OF VETERAN	VA FILE NUMBER	SOCIAL SECURITY NR	POA			COPY TO
Andrea Gale	TRA-11-2222	TRA-11-2222				

		ACTIVE DUTY	
EOD	RAD	BRANCH	CHARACTER OF DISCHARGE
04/15/2006	12/14/2013	Army	Honorable

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

# SUBJECT TO COMPENSATION (1.SC)

8516	PARALYSIS OF THE ULNAR NERVE, LEFT Service Connected, Gulf War Era, Incurred 30% from December 15, 2013	
9434	DEPRESSION Service Connected, Gulf War Era, Incurred 10% from December 15, 2013	
5309	LIMITED FLEXION OF THE FOREARM Service Connected, Gulf War Era, Incurred 0% from December 15, 2013	
6260	HEARING LOSS AND TINNITUS Service Connected, Gulf War Era, Incurred 0% from December 15, 2013	
COME	BINED EVALUATION FOR COMPENSATION: 40% from December 15, 2013	
The et	ffective date of the 40% rating is December 15, 2013 and the rating is considered effective December 15, 2013.	

Roland W. Stedman 03/04/2014

Roland W. Stedman, RVSR