

IN THE SUPREME COURT OF THE UNITED STATES

No. 19-199

MANFREDO M. SALINAS, PETITIONER

v.

U.S. RAILROAD RETIREMENT BOARD, RESPONDENT

MOTION FOR LEAVE TO DISPENSE WITH THE REQUIREMENT OF A JOINT
APPENDIX

Pursuant to Rules 21 and 26.8 of this Court, petitioner Manfredo M. Salinas respectfully moves for leave to dispense with the requirement of a joint appendix in the above-captioned case. Counsel for respondent the United States Railroad Retirement Board has authorized undersigned counsel to state that respondent concurs in this motion.

The question presented in this case is whether the Railroad Retirement Board's denial of a request to reopen a prior benefits determination is a "final decision" subject to judicial review under section 5(f) of the Railroad Unemployment Insurance Act, 45 U.S.C. § 355(f), and section 8 of the Railroad Retirement Act, 45 U.S.C. § 231g. This case thus presents a pure question of law. The opinion of the court of appeals and the administrative decisions below are reproduced in the appendix to the petition for certiorari. The parties do not believe that any other portion of the record merits special attention that warrants the preparation and expense of a joint appendix. To the extent that any citations to the record are required, the parties agree that reference to the certified administrative record filed in the court of appeals is appropriate. A separate joint appendix therefore would not materially assist the Court's consideration of this case. For the foregoing reasons, the motion to dispense with the requirement of a joint appendix should be granted.

Respectfully submitted,

/s/ Sarah M. Harris

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February 12, 2020