

1 **UNITED STATES COURT OF VETERANS APPEALS**

2 No. 91-786

3 CLYDE R. COMBEE, APPELLANT,

4 V.

5 JESSE BROWN,
6 SECRETARY OF VETERANS AFFAIRS, APPELLEE.

7 Before FARLEY, HOLDAWAY, and IVERS, *Judges*.

8 **ORDER**

9 On January 19, 1993, the Court affirmed the January 18, 1991, decision of the Board of
10 Veterans' Appeals (Board) which denied the appellant's claim for service connection for neutropenia
11 as secondary to exposure to ionizing radiation under the provisions of 38 U.S.C. § 1112(c) (formerly
12 § 312(c)) and denied direct service connection based upon radiation exposure during service under
13 38 U.S.C. § 1110 (formerly § 310).

14 On September 1, 1994, the United States Court of Appeals for the Federal Circuit reversed
15 the decision of the Court and remanded this matter to give the appellant "an opportunity to prove that
16 his neutropenia or leukopenia was incurred in or aggravated by his service" under the provisions of
17 38 U.S.C. § 1110 and 38 C.F.R. § 3.303(d). *Combee v. Brown*, 34 F.3d 1039, 1045 (Fed. Cir. 1994).
18 On November 7, 1994, mandate issued in the Court of Appeals for the Federal Circuit case.

19 On consideration of the foregoing, it is

20 ORDERED that the Board's January 18, 1991, decision is REVERSED and this matter is
21 REMANDED to the Board for further adjudication in accordance with the September 1, 1994,
22 decision of the Court of Appeals for the Federal Circuit.

23

24 DATED: November 23, 1994

PER CURIAM.