

**PASSMAN
&KAPLAN**
Attorneys at Law P.C.

1828 L Street, NW, Suite 600
Washington, DC 20036
PHONE (202) 789-0100 FAX (202) 789-0101
www.passmanandkaplan.com

Edward H. Passman (DC, MD)
Joseph V. Kaplan (DC, MD)

Senior Associates:
Andrew J. Perlmutter (DC, MD)
Amy L. Beckett (DC, MD)
Adria S. Zeldin (DC)
Associates:
Daniel T. Raposa (DC)
Johnathan P. Lloyd (DC, VA)
Samir Yakhou (DC, NY)

September 17, 2014

VIA e-mail to mspb@mspb.gov

William D. Spencer
Clerk of the Board
Merit Systems Protection Board
1615 M Street, NW
Washington, DC 20419

**Re: Response to Interim Final Rule, 79 Fed.Reg. 48,941-48,946
Docket No. MSPB-2014-0007-0001**

Dear Mr. Spencer:

Passman & Kaplan, P.C. (P&K) respectfully submits the following comments in response to the Merit Systems Protection Board's Interim Final Rule implementing Section 707 of the Veterans' Access to Care through Choice, Accountability and Transparency Act of 2014, Pub.L. 113-146 ("Section 707"), published in the Federal Register on August 19, 2014, 79 Fed.Reg. 48,941-48,946 (as amended 79 Fed.Reg. 49,423 (August 21, 2014)). We have reviewed the comments of the National Employment Lawyers Association (NELA) to the Board's Interim Final Rule, and we concur with NELA's comments in all respects. P&K appreciates the opportunity to respond to the Interim Final Rule, and wishes to thank the Board for its attention and consideration.

Respectfully submitted,



Edward H. Passman
Founding Principal
Passman & Kaplan, P.C.



Joseph V. Kaplan
Founding Principal
Passman & Kaplan, P.C.



Andrew J. Perlmutter
Senior Associate
Passman & Kaplan, P.C.

JVK-EHP/ajp