relevant evidence is information that could prove or disprove something in a claim. You can submit new and relevant evidence yourself or ask VA to help obtain the evidence, such as from a private health care provider.

## Q7. What is an appeal to the Board of Veterans' Appeals (Board)?

**A7.** An appeal to the Board is a request for a Veterans Law Judge (VLJ) to review a decision by VHA.

## Q8. How do I know if I am eligible to appeal to the Board?

**A8.** All individuals who have received a PCAFC decision can appeal that decision to the Board. The process you use depends on the date VA issued the PCAFC decision. To appeal, you need to know the specific issue or issues that you would like to appeal. You also need to know the date of the decision. You can appeal more than one decision, but you need to identify each decision you are appealing.

If you received a PCAFC decision issued on or after February 19, 2019, you can start the appeal process by filling out <u>Decision Review Request: Board Appeal (Notice of Disagreement) (VA Form 10182).</u>

VA Form 10182 is available at: <a href="https://www.va.gov/vaforms/va/pdf/VA10182.pdf">https://www.va.gov/vaforms/va/pdf/VA10182.pdf</a>

Mail your completed VA Form 10182 to the address below:

Board of Veterans' Appeals P.O. Box 27063 Washington, DC 20038

You may also fax your completed VA Form 10182 to: 844-678-8979.

If your PCAFC decision was issued prior to February 19, 2019 you can start the appeal process by filing a Notice of Disagreement identifying the specific decision and issue(s) with which you disagree. If you disagree with decisions issued on multiple dates, you will need to complete a separate VA Form 10-307 for each decision date. You may use VA Form 10-307, Program of Comprehensive

Assistance for Family Caregivers (PCAFC) Notice of Disagreement (NOD).

VA Form 10-307 is available at: <a href="https://www.va.gov/find-forms/about-form-10-307">https://www.va.gov/find-forms/about-form-10-307</a>

Mail your completed Notice(s) of Disagreement (VA Form 10-307) to the address below:

Veterans Affairs Evidence Intake Center P.O. Box 5154 Janesville, WI 53547

## Q9. What Board review option should I choose when completing VA Form 10182?

**A9.** The Board has three review options for an appeal. These review options, or "dockets," are: 1) Direct Review, 2) Evidence Submission, and 3) Hearing with a VLJ.

A Direct Review will proceed to a VLJ for a decision. This is an option if you do not want to submit additional evidence in support of your appeal or have a hearing with a VLJ.

An Evidence Submission is an option if you want to submit additional evidence in support of your appeal without a hearing with a VLJ.

A Hearing is an option if you want a hearing with a VLJ. This option also provides the opportunity to submit additional evidence.

## Q10. What if I disagree with the Board's decision?

**A10**. Information on further appeal options, <u>Your Rights to Appeal Our Decision (VA Form 4597)</u>, will be included in the decision notice issued by the Board.

VA Form 4597 is available at: <a href="https://www.va.gov/vaforms/va/pdf/VA4597.pdf">https://www.va.gov/vaforms/va/pdf/VA4597.pdf</a>

## Q11. Are these review and appeal options available if I previously received a PCAFC decision?

**A11**. If you disagree in whole or in part with a VA decision under PCAFC, you can now appeal directly to the Board. Other options for further review depend on the date of your PCAFC decision.

# Q12. Can I submit a Supplemental Claim, Higher-Level Review and Board Appeal all at the same time?

**A12.** No. While you may be able to pursue all three options, you can only pursue one option at a time for each specific decision with which you disagree. Once you select an option, a decision must be received, or you need to withdraw the request before pursing another option.

## Q13. After I submit a request for a review or appeal, how long will it take to receive a decision?

**A13**. As of September 2021, PCAFC reviews using the VHA Clinical Review Process (also known as the VHA Clinical Appeals Process) take about six weeks to complete.

VA continues to develop processes to support timely reviews and determinations following requests for Supplemental Claims, Higher-Level Reviews and appeals to the Board concerning PCAFC decisions. These are new types of reviews and appeals available for PCAFC decisions, therefore, the estimated time for decisions to be issued is not yet known.

## Q14. How is VA notifying me of my appeal options if I previously received a PCAFC decision?

A14. As a result of the *Beaudette v. McDonough* ruling, we are contacting every Veteran or caregiver who previously received a PCAFC decision with information about their appeal rights. If you received a PCAFC decision before September 28, 2021, you will receive a notice of your Board appeal rights in the mail. VA will be mailing these notices over a period of several months so not everyone will be receiving notice at the same time. This staggered approach is being used so that VA can be as responsive as possible as we receive questions and requests.

## Q15. How will I be notified of my PCAFC review and appeal options for any new decisions I receive?

**A15**. All PCAFC decision letters sent on or after September 28, 2021 include <u>Your Rights to Seek</u>

Further Review of Program of Comprehensive Assistance for Family Caregivers (PCAFC)
Decisions (VA Form 10-305).

VA Form 10-305 is available at: <a href="https://www.va.gov/find-forms/about-form-10-305">https://www.va.gov/find-forms/about-form-10-305</a>

# Q16. Who can help me complete forms to file a Supplemental Claim, Higher-Level Review or request an appeal to the Board?

**A16.** Correctly completing these forms is important because it helps VA best understand the decision that you disagree with and provide a timely response. If you have questions about forms to request review of or appeal a PCAFC decision, you can call VA's Caregiver Support Line (CSL) at 1-855-260-3274.

CSL expanded hours are:

- Monday-Friday 8 a.m.-10 p.m. ET
- Saturday 8 a.m.-5 p.m. ET

An accredited representative, attorney or claims agent can also help you complete your forms. To identify an accredited representative, contact your local VA regional office for assistance or visit <a href="https://www.va.gov/disability/get-help-filing-claim">https://www.va.gov/disability/get-help-filing-claim</a>.

# Q17. How do I request information about the PCAFC decisions I have previously received?

**A17**. If you need information about a previous PCAFC decision(s) (e.g., date of decision, what the decision was), you can request this information using a Request for Information About Program of Comprehensive Assistance for Family Caregivers (PCAFC) Decisions (VA Form 10-306).

VA is only able to release information about the person identified in Section I of the form who is requesting and authorizing the release of this information. If multiple people are requesting information about themselves, each person must submit a completed VA Form 10-306.

VA Form 10-306 is available at: <a href="https://www.va.gov/find-forms/about-form-10-306">https://www.va.gov/find-forms/about-form-10-306</a>

# Q18. Can I use a Request for Information (VA Form 10-306) to get information about the status of a current PCAFC application?

**A18**. No. VA Form 10-306 is used to request information about PCAFC decisions that have previously been issued.

### Q19. Where should I send my completed forms?

**A19**. For VA Form 20-0995 (https://www.vba.va.gov/pubs/forms/VBA-20-0995-ARE.pdf),

VA Form 20-0996 (https://www.vba.va.gov/pubs/forms/VBA-20-0996-ARE.pdf) or

VA Form 10-306 (https://www.va.gov/find-forms/about-form-10-306), send to:

Veterans Affairs Evidence Intake Center P.O. Box 5154 Janesville, WI 53547

To submit a Notice of Disagreement (NOD) for a PCAFC decision issued prior to February 19, 2019, send VA Form 10-307 (<a href="https://www.va.gov/findforms/about-form-10-307">https://www.va.gov/findforms/about-form-10-307</a>) to:

Veterans Affairs Evidence Intake Center P.O. Box 5154 Janesville, WI 53547 To appeal a PCAFC decision issued on or after February 19, 2019 to the Board, send VA Form 10182 (https://www.va.gov/vaforms/va/pdf/VA10182.pdf) to:

Board of Veterans' Appeals P.O. Box 27063 Washington, DC 20038

You may also fax your completed VA Form 10182 to: 844-678-8979.

### Q20. Who can I contact if I have more questions?

**A20**. Call VA's Caregiver Support Line (CSL) at 1-855-260-3274 to learn more about the support that is available to you.

CSL expanded hours are:

- · Monday-Friday 8 a.m.-10 p.m. ET
- Saturday 8 a.m.-5 p.m. ET

For information about previous PCAFC decisions, you need to submit a Request for Information About Program of Comprehensive Assistance for Family Caregivers (PCAFC) Decisions using VA Form 10-306 (https://www.va.gov/find-forms/about-form-10-306)

### **HOW CAN I LEARN MORE?**

#### For information on the VHA Clinical Review Process:

Contact your local CSC and CSP team: https://www.caregiver.va.gov/support/New CSC Page.asp

#### For more information on PCAFC review and appeal options you can:

Visit the Caregiver Support Program PCAFC Reviews and Appeal webpage: VA Caregiver Support Program Home (caregiver.va.gov)

Call VA's Caregiver Support Line (CSL) at 1-855-260-3274. CSL expanded hours are:

Monday-Friday 8 a.m.-10 p.m. ET • Saturday 8 a.m.-5 p.m. ET

PCAFC is one way VA supports caregivers of Veterans. To learn more about this program and other options for caregiver support, please contact your local Caregiver Support Program team. More information is also available at <a href="https://www.caregiver.va.gov">www.caregiver.va.gov</a>.

