

Rating Decision		<i>Department of Veterans Affairs Veterans Benefits Administration</i>		Page 1 of 4 03/03/2021
NAME OF VETERAN	VA FILE NUMBER	SOCIAL SECURITY NR	POA GORDON A GRAHAM	
				COPY TO Veteran Service Center Manager

ACTIVE DUTY			
EOD	RAD	BRANCH	CHARACTER OF DISCHARGE
01/07/1959	07/16/1962	Navy	Honorable
10/10/1962	10/21/1977	Navy	Honorable

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

CLEAR AND UNMISTAKABLE ERROR - 38 CFR 3.105(a)

I hereby certify that the claims record of this Veteran has been reviewed and that the following clear and unmistakable error has been identified: Rating dated 1/6/2014 failed to grant higher evaluations for the SC ischemic heart disease status post myocardial infarction and coronary artery bypass graft when the medical evidence submitted with the supplement claim supported a higher evaluation. 60 percent warranted effective 12/3/2014. 100 per warranted 12/30/2015. 60 percent warranted from 11/29/2018. 100 percent is warranted from 6/27/2019. 38 CFR 4.104, 38 CFR 3.400, 38 CFR 3.157. Each assigned effective date of this corrected rating corresponds to the date from which benefits would have been payable if it had been made on the date of the reversed decisions (38 CFR 3.400(k)).

JURISDICTION: Medical or Other Evidence Received 12/30/2020

ASSOCIATED CLAIM(s): 930; Rating Control; 12/30/2020

SUBJECT TO COMPENSATION (I.SC)

7005 ISCHEMIC HEART DISEASE STATUS POST MYOCARDIAL INFARCTION AND CORONARY ARTERY BYPASS GRAFT [Agent Orange - Vietnam/Ischemic Heart Disease]
Service Connected, Vietnam Era, Presumptive
Static Disability



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POA

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10% from 09/17/2002
60% from 04/22/2003
30% from 03/20/2006
60% from 12/03/2014
100% from 12/30/2015
60% from 11/29/2018
100% from 06/27/2019

- 9435 UNSPECIFIED DEPRESSIVE DISORDER ASSOCIATED WITH ISCHEMIC HEART DISEASE STATUS POST MYOCARDIAL INFARCTION AND CORONARY ARTERY BYPASS GRAFT
Service Connected, Vietnam Era, Secondary
Static Disability
50% from 12/02/2020
Original Date of Denial: 02/20/2003
- 7913 DIABETES MELLITUS TYPE II WITH LEFT LOWER EXTREMITY PERIPHERAL VASCULAR DISEASE [Agent Orange - Vietnam/Diabetes]
Service Connected, Vietnam Era, Presumptive
Static Disability
20% from 09/17/2002
- 7802 CHEST SCAR STATUS POST CORONARY ARTERY BYPASS GRAFT ASSOCIATED WITH ISCHEMIC HEART DISEASE STATUS POST MYOCARDIAL INFARCTION AND CORONARY ARTERY BYPASS GRAFT
Service Connected, Vietnam Era, Secondary
Static Disability
0% from 09/17/2002
- 8520 LEFT LOWER EXTREMITY PERIPHERAL NEUROPATHY ASSOCIATED WITH DIABETES MELLITUS TYPE II WITH LEFT LOWER EXTREMITY PERIPHERAL VASCULAR DISEASE
Service Connected, Vietnam Era, Secondary
Static Disability
10% from 09/17/2002
0% from 04/08/2003
- 8520 RIGHT LOWER EXTREMITY PERIPHERAL NEUROPATHY ASSOCIATED WITH DIABETES MELLITUS TYPE II WITH LEFT LOWER EXTREMITY PERIPHERAL VASCULAR DISEASE
Service Connected, Vietnam Era, Secondary
Static Disability
10% from 09/17/2002
0% from 04/08/2003



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COMBINED EVALUATION FOR COMPENSATION :

40% from 09/17/2002 (Bilateral factor of 1.9 Percent for diagnostic codes 8520, 8520)
 30% from 04/08/2003
 70% from 04/22/2003
 40% from 03/20/2006
 70% from 12/03/2014
 100% from 12/30/2015
 70% from 11/29/2018
 100% from 06/27/2019

SPECIAL MONTHLY COMPENSATION :

S-1 Entitled to special monthly compensation under 38 U.S.C. 1114, subsection (s) and 38 CFR 3.350(i) on account of ischemic heart disease status post myocardial infarction and coronary artery bypass graft rated 100 percent and additional service-connected disabilities of unspecified depressive disorder (claimed as depression), diabetes mellitus type II with left lower extremity peripheral vascular disease, independently ratable at 60 percent or more from 12/02/2020.

EFFECTIVE DATE	BASIC	HOSPITAL	LOSS OF USE	ANAT. LOSS	OTHER LOSS
12/02/2020	48	48	00	00	0

NOT SERVICE CONNECTED/NOT SUBJECT TO COMPENSATION (8.NSCPeacetime)

5025 DISEASE PROCESS MANIFESTED BY MUSCLE PAIN AND CRAMPS, BACK PAIN AND CRAMPS
 Not Service Connected, Peacetime, Not Incurred/Caused by Service

Original Date of Denial: 09/29/2020

6100 BILATERAL HEARING LOSS
 Not Service Connected, Peacetime, Not Incurred/Caused by Service

Original Date of Denial: 09/29/2020

6833 ASBESTOSIS [Asbestos]
 Not Service Connected, Peacetime, Not Incurred/Caused by Service



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6847 Original Date of Denial: 09/29/2020
 SLEEP APNEA
 Not Service Connected, Peacetime, Not Incurred/Caused by Service

7703 Original Date of Denial: 09/29/2020
 MYELOYDYSPLASTIC SYNDROME
 Not Service Connected, Peacetime, Not Incurred/Caused by Service

7716 Original Date of Denial: 09/29/2020
 PERNICIOUS ANEMIA
 Not Service Connected, Peacetime, Not Incurred/Caused by Service

7903 Original Date of Denial: 09/29/2020
 HYPOTHYROIDISM
 Not Service Connected, Peacetime, Not Incurred/Caused by Service

Original Date of Denial: 09/29/2020

ANCILLARY DECISIONS

Basic Eligibility under 38 USC Ch 35 from 06/27/2019

eSign: certified by VBASEAKWILB, DRO

