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### EH/SEH JUSTIFICATION LETTER

WHEN YOU FIRST ARRIVE, ASK FOR THE VRC's BUSINESS CARD BEFORE YOU START.

IF YOU LIVE IN A 1 PARTY CONSENT STATE, YOU CAN RECORD THE MEETING

When The VRC Says	You Say
How can I help you	Use the applicable verbiage from video #25 <a href="https://www.youtube.com/watch?v=HIDNAy_clcl">https://www.youtube.com/watch?v=HIDNAy_clcl</a>
This is a job program, not an education program	Yes but I have been unable to obtain or maintain suitable work and a degree in a different field appears to be the only way I can overcome the barriers caused by my vocational impairment (VI) especially considering my race....age...gender....disabilities etc
You don't have an employment handicap	I studied what an EH is and found, I do actually have an EH and an SEH as well. With a 70% PTSD rating, it's caused a great hindrance to my ability maintain or obtain a job. In addition, I have not overcome the hindrance even with a degree because I can't seem to get a job even though I've been trying for a year. My 70% PTSD has certainly caused hinderances to my ability to obtain or maintain work. It certainly has caused problems for me at work and has caused problems for me since losing my last job. One might think my degree would help me overcome that impairment but considering I have been looking for work for almost a year and have not received one job offer has caused me great financial stress  Be prepared to defend the need for a graduate degree per video #37 <a href="https://www.youtube.com/watch?v=y6oPqLeba0s">https://www.youtube.com/watch?v=y6oPqLeba0s</a>

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<p>You still don't have an EH</p>	<p>Actually, I do have an EH Per M28C.IV.B.1, 1.04 f, In order to be found to have an EH, the following three must exist;</p> <ol style="list-style-type: none"> <li>1. I must have a vocational impairment (I do), With a 70% that certainly reflects a vocational impairment which significantly and directly affects my ability to function in my current field.</li> <li>2. My SCD's contribute in substantial part to the impairment ( it does) – as these factors impacted my performance at work and are gradually becoming more and more difficult to manage.</li> </ol> <p>Additionally, because I found the work completely unfulfilling and harmful to my overall mental health, it is not suitable and renders this career path unsustainable.</p> <ol style="list-style-type: none"> <li>3. I must not have overcome the effects of my impairment via my current training or degree (I have not) - Because I have been unable to obtain suitable work in over 4/5/6/etc years and the work I was most recently doing severely exacerbated my SCD's, I have (by M28C definition) <b>not</b> overcome my Vocational Impairment and therefore have an Employment Handicap.</li> </ol>
<p>Your current or previous jobs were suitable</p>	<p>Based on the definition of suitable, found at M28C.VII.A.3, in order for the job to be suitable;</p> <ol style="list-style-type: none"> <li>1. it must be consistent with my expressed interests (it is not),</li> <li>2. it must not aggravate my SCD's (it does)</li> <li>3. it must be stable and continuing (it is) - but it does not meet the other 2 criteria therefore, by M28C definition, it is not suitable.</li> <li>4. it must require reasonable developed skills (it does not)</li> </ol>

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<p>You've overcome your vocational impairment with education and training</p>	<p>Considering I have not been able to obtain suitable work due to no fault of my own, per M28C.IV.B.1, e, I have not overcome my VI regardless of my education and training.</p>
<p>I believe you can find work with your degree</p>	<p>I appreciate your faith in me but M28C.IV.B.1, e states "A claimant may overcome the effects of the impairment of employability through obtaining, maintaining, or qualifying for employment in an occupation consistent with his or her abilities, aptitudes, and interests and compatible with his or her SCD conditions. In accordance with <a href="#">38 U.S.C. 3102</a> and <a href="#">38 CFR 21.51</a>, this includes a claimant who qualifies for a suitable employment, but who does not obtain or maintain the job for reasons within his or her control. <b>If the claimant is prepared and/or qualified for employment in a suitable occupation but has failed to obtain or retain employment for reasons within his or her control, he or she has overcome the effects of the impairment.</b>"</p> <p>And based on that final sentence in that regulation, I am prepared for and qualified for employment for suitable work but I have failed to obtain or retain employment for reasons outside of my control therefore I have not overcome the effects of my impairment</p>
<p>You have an EH but not an SEH and you need an SEH because you're out of time</p>	<p>Well I also did some research on that and it appears I do meet all of the criteria for having a serious employment handicap and if you'd like to go over that one by one we can do that now. Because I meet every criteria, I can receive an extension based on M28C.IV.B.1.</p> <ol style="list-style-type: none"> <li>1. Number of disabling conditions – I only have one but it's quite debilitating</li> <li>2. Severity of disabling condition(s) - 70</li> <li>3. Existence of a neuropsychiatric condition - PTSD</li> <li>4. Deficiencies in education and training for suitable employment - I have a degree but it doesn't appear to be of much value.</li> </ol>

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	<ol style="list-style-type: none"><li>5. Negative attitudes toward the disabled – I have expressed this many times due to my age/race/sex/weight/sexual orientation/disabilities.</li><li>6. Long or substantial period of unemployment or unstable work history – I have been unemployed 4 times in the last 5 years and have been for the last 8 months.</li><li>7. A pattern of reliance on government support programs, such as welfare, SCD compensation, SCD pension, Workers' Compensation, Social Security, Disability Insurance, etc. For 4 of the last 5 years I could not have survived without SCD income and for the last 8 months I have lived SOLELY on SCD compensation. I have been in this loop for the last 5 years.</li><li>8. Withdrawal from society – As I stated, I have become withdrawn and depressed over this entire process. My degree seems to have been a waste of time and I can't seem to gain employment.</li><li>9. If you have a criminal record, you can advise that as a hindrance to employment</li><li>10. Extent and complexity of needed rehabilitation services and other evidence of significant restrictions on employability, e.g., high unemployment, age, race, sexual orientation and gender discrimination issues etc. – I am almost 40, Latino, with a degree who find suitable employment. I am convinced my age and race is a huge contributor. I have done all I know to do and I keep ending up unemployed and living via my SCD income with worsened non SCD's. I want to change my situation because I have the skills be successful. I have limited access to traditional employment due to my SCD's and non SCD's and I know this because I've been trying for 8 months.</li></ol>

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<p>You're still denied because you don't have an EH or you've overcome your VI</p>	<p>Considering that I have laid out each part of the definition and shown how it does apply to me, thereby proving my entitlement, I am very curious as to which specific part of the EH or SEH definition you believe I have not met. May you please advise.</p> <p>ANY denial reason she will give you can be countered with the above info. Also watch video #36 to be prepared in case she keeps saying no <a href="https://www.youtube.com/watch?v=-6MNI3efvro">https://www.youtube.com/watch?v=-6MNI3efvro</a></p> <p>Denial comebacks are also found in video #3 <a href="https://www.youtube.com/watch?v=XaWrjaQntEc">https://www.youtube.com/watch?v=XaWrjaQntEc</a></p> <p>Stay calm and Focused <b>YOU GOT THIS!!!!!!</b></p>
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