

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4729

For the relief of Pauline Applewhite Saunders.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 12, 1994

Mr. BATEMAN introduced the following bill; which was referred to the  
Committee on the Judiciary

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## A BILL

For the relief of Pauline Applewhite Saunders.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. ENTITLEMENT TO ANNUITY BENEFITS.**

4       (a) IN GENERAL.—For purposes of determining the  
5       entitlement of Pauline Applewhite Saunders of Poquoson,  
6       Virginia, to annuity benefits under subchapter II of chap-  
7       ter 73 of title 10, United States Code, William T. Saun-  
8       ders, the deceased husband of Pauline Applewhite Saun-  
9       ders, is deemed—

10               (1) to have had 20 years of service as of the  
11       date of the letter that erroneously informed him  
12       that, according to the records of the Virginia Mili-

1 tary District, he had in excess of 20 years of service;  
2 and

3 (2) to have been otherwise entitled to retired  
4 pay under chapter 67 of such title.

5 (b) APPLICABILITY.—This section shall apply to an-  
6 nuity benefits payable for any month that begins more  
7 than 30 days after the date of the enactment of this Act.

8 **SEC. 2. LUMP-SUM PAYMENT OF PAST RETIRED PAY AND**  
9 **ANNUITY BENEFITS.**

10 The Secretary of the Treasury shall pay, out of the  
11 Department of Defense Military Retirement Fund, to  
12 Pauline Applewhite Saunders the sum of—

13 (1) the total amount of any retired pay that  
14 William T. Saunders would have received under sec-  
15 tion 1331 of title 10, United States Code, during the  
16 period beginning on the 60th anniversary of his  
17 birth and ending on June 25, 1977 (the date of his  
18 death) if he had possessed the characteristics re-  
19 ferred to in paragraphs (1) and (2) of section 1; and

20 (2) the total amount of any annuity benefits  
21 that Pauline Applewhite Saunders would have re-  
22 ceived under subchapter II of chapter 73 of title 10,  
23 United States Code, during the period beginning on  
24 June 25, 1977, and ending on the last day of the  
25 month preceding the 1st month to which section 1

1 applies, if William T. Saunders had possessed the  
2 characteristics referred to in paragraphs (1) and (2)  
3 of section 1.

4 **SEC. 3. LIMITATION ON AGENT AND ATTORNEY FEES.**

5 It shall be unlawful for an amount exceeding 10 per-  
6 cent of the payment required by section 2 to be paid to  
7 or received by any agent or attorney for any service ren-  
8 dered in connection with the payment. Any person who  
9 violates this section shall be guilty of an infraction and  
10 shall be subject to a fine in the amount provided in title  
11 18, United States Code.

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