

NOTE: This disposition is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

HUGH D. COX, JR.,
Claimant-Appellant

v.

**DENIS MCDONOUGH, SECRETARY OF
VETERANS AFFAIRS,**
Respondent-Appellee

2021-2288

Appeal from the United States Court of Appeals for
Veterans Claims in No. 19-3317, Judge Joseph L. Falvey
Jr., Judge Joseph L. Toth, Judge Michael P. Allen.

JUDGMENT

KENNETH M. CARPENTER, Law Offices of Carpenter
Chartered, Topeka, KS, argued for claimant-appellant.

BORISLAV KUSHNIR, Commercial Litigation Branch,
Civil Division, United States Department of Justice, Wash-
ington, DC, argued for respondent-appellee. Also repre-
sented by BRIAN M. BOYNTON, CLAUDIA BURKE, PATRICIA M.
MCCARTHY; JONATHAN KRISCH, CHRISTA A. SHRIBER, Office

of General Counsel, United States Department of Veterans
Affairs, Washington, DC.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (MOORE, *Chief Judge*, CLEVINGER and
DYK, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

February 9, 2023
Date

/s/ Peter R. Marksteiner
Peter R. Marksteiner
Clerk of Court