Case: 2122889-3309cument: 34of 2Page: 16d: 02100/22/09/2023

NOTE: This disposition is nonprecedential.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, Washington, DC, argued for respondent-appellee. Also represented by BRIAN M. BOYNTON, CLAUDIA BURKE, PATRICIA M. MCCARTHY; JONATHAN KRISCH, CHRISTA A. SHRIBER, Office

Case: 21222889-3309cumage: 34of 2Page: 12d: 5100; 22/09/2023

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*, CLEVENGER and DYK, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

February 9, 2023 Date <u>/s/ Peter R. Marksteiner</u> Peter R. Marksteiner Clerk of Court