

NOTE: This disposition is nonprecedential.

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

JAMES J. CHAPMAN,
Plaintiff-Appellant,

v.

UNITED STATES,
Defendant-Appellee.

2010-5140

Appeal from the United States Court of Federal
Claims in Case No. 09-CV-440, Judge Edward J. Damich.

JUDGMENT

RAYMOND J. TONEY, The Law Office of Raymond J. Toney, of Woodland, California, argued for plaintiff-appellant.

KENNETH D. WOODROW, Trial Attorney, Commercial Litigation Branch, Civil Division, United States Department of Justice, of Washington, DC, argued for defendant-appellee. With him on the brief were TONY WEST, Assistant Attorney General, JEANNE E. DAVIDSON, Director, and STEVEN J. GILLINGHAM, Assistant Director.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (NEWMAN, LOURIE, and MOORE, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

August 18, 2011
Date

/s/ Jan Horbaly
Jan Horbaly
Clerk