

NOTE: This disposition is nonprecedential.

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

JAMES L. GREENE,
Claimant-Appellant,

v.

**ERIC K. SHINSEKI, SECRETARY OF VETERANS
AFFAIRS,**
Respondent-Appellee.

2011-7084

Appeal from the United States Court of Appeals for
Veterans Claims in No. 08-897, Judge Alan G. Lance, Sr.

JUDGMENT

AARON J. CAPRON, Finnegan, Henderson, Farabow,
Garrett & Dunner, LLP, of Palo Alto, California, argued
for claimant-appellant. With him on the brief were ERIK
R. PUKNYS; and RONALD L. SMITH, of Washington, DC.

MELISSA M. DEVINE, Trial Attorney, Commercial
Litigation Branch, Civil Division, United States
Department of Justice, of Washington, DC, argued for
respondent-appellee. With her on the brief were TONY

WEST, Assistant Attorney General, JEANNE E. DAVIDSON, Director, and KIRK T. MANHARDT, Assistant Director. Of counsel on the brief were MARTIN J. SENDEK and MICHAEL J. TIMINSKI, Attorneys, United States Department of Veterans Affairs, of Washington, DC.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (LINN, DYK, and REYNA, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

March 13, 2012
Date

/s/ Jan Horbaly
Jan Horbaly
Clerk