

NOTE: This disposition is nonprecedential.

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

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**MELVIN N. O'HARA,**  
*Claimant-Appellant,*

v.

**ROBERT A. MCDONALD,**  
**Secretary of Veterans Affairs,**  
*Respondent-Appellee.*

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2014-7072

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Appeal from the United States Court of Appeals for  
Veterans Claims in No. 12-3272, Judge Alan G. Lance, Sr.

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**JUDGMENT**

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MARK R. LIPPMAN, The Veterans Law Group, of La  
Jolla, California, argued for claimant-appellant.

MARTIN M. TOMLINSON, Attorney, Commercial Litiga-  
tion Branch, Civil Division, United States Department of  
Justice, of Washington, DC, argued for respondent-  
appellee. With him on the brief were STUART F. DELERY,  
Assistant Attorney General, ROBERT E. KIRSCHMAN, JR.,  
Director, and MARTIN F. HOCKEY, JR., Assistant Director.  
Of counsel on the brief were Y. KEN LEE, Deputy Assis-

tant General Counsel, and MARTIE ADELMAN, Attorney,  
United States Department of Veterans Affairs, of Wash-  
ington, DC.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, *Chief Judge*, O'MALLEY and  
CHEN, *Circuit Judges*).

**AFFIRMED. See Fed. Cir. R. 36.**

ENTERED BY ORDER OF THE COURT

December 11, 2014

Date

/s/ Daniel E. O'Toole

Daniel E. O'Toole  
Clerk of Court