

NOTE: This disposition is nonprecedential.

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

JACK LEON CLARKE,
Claimant-Appellant

v.

**DAVID J. SHULKIN, SECRETARY OF VETERANS
AFFAIRS,**
Respondent-Appellee

2016-2420

Appeal from the United States Court of Appeals for
Veterans Claims in No. 14-2699, Senior Judge Bruce E.
Kasold.

JUDGMENT

REBECCA HARKER DUTTRY, McDermott, Will & Emery
LLP, Washington, DC, argued for claimant-appellant.
Also represented by JOSHUA DAVID ROGACZEWSKI.

NATHANAEL YALE, Commercial Litigation Branch, Civ-
il Division, United States Department of Justice, Wash-
ington, DC, argued for respondent-appellee. Also
represented by CHAD A. READLER, ROBERT E. KIRSCHMAN,
JR., MARTIN F. HOCKEY, JR.; SAMANTHA ANN SYVERSON, Y.

KEN LEE, 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 (LOURIE, TARANTO, and CHEN, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

June 12, 2017

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner

Clerk of Court