

NOTE: This disposition is nonprecedential.

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

JOHN A. GERACE,
Claimant-Appellant

v.

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

2017-1562

Appeal from the United States Court of Appeals for
Veterans Claims in No. 15-491, Judge Coral Wong Pi-
etsch.

JUDGMENT

JOSHUA SIBBLE, Baker Botts, LLP, New York, NY, ar-
gued for claimant-appellant.

RENEE BURBANK, Commercial Litigation Branch, Civil
Division, United States Department of Justice, Washing-
ton, DC, argued for respondent-appellee. Also represent-
ed by CHAD A. READLER, ROBERT E. KIRSCHMAN, JR.,
CLAUDIA BURKE; BRIAN D. GRIFFIN, AMANDA BLACKMON,

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, O'MALLEY, and REYNA, *Circuit
Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

February 7, 2018

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner

Clerk of Court