

NOTE: This disposition is nonprecedential.

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

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**PHILIP FINKLE,**  
*Claimant-Appellant*

v.

**DENIS MCDONOUGH, SECRETARY OF  
VETERANS AFFAIRS,**  
*Respondent-Appellee*

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2023-1474

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Appeal from the United States Court of Appeals for  
Veterans Claims in No. 19-5787, Judge Michael P. Allen.

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**JUDGMENT**

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KENNETH M. CARPENTER, Law Offices of Carpenter  
Chartered, Topeka, KS, argued for claimant-appellant.

MATTHEW JUDE CARHART, Commercial Litigation  
Branch, Civil Division, United States Department of Jus-  
tice, Washington, DC, argued for respondent-appellee.  
Also represented by BRIAN M. BOYNTON, MARTIN F.  
HOCKEY, JR., PATRICIA M. MCCARTHY; JONATHAN KRISCH,  
Y. KEN LEE, Office of General Counsel, United States De-  
partment of Veterans Affairs, Washington, DC.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, CLEVINGER, and CHEN, *Circuit Judges*).

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

ENTERED BY ORDER OF THE COURT

July 11, 2024  
Date



Jarrett B. Perlow  
Clerk of Court