

NOTE: This disposition is nonprecedential.

## United States Court of Appeals for the Federal Circuit

2006-7382

RAYMOND W. JOHNSON, JR.,

Claimant-Appellant,

v.

R. JAMES NICHOLSON, Secretary of Veterans Affairs,

Respondent-Appellee.

Kenneth M. Carpenter, Carpenter, Chartered LLP, of Topeka, Kansas, argued for claimant-appellant.

Michael J. Dierberg, Trial Attorney, Commercial Litigation Branch, Civil Division, United States Department of Justice, of Washington, DC, argued for respondent-appellee. With him on the brief were Peter D. Keisler, Assistant Attorney General, Jeanne E. Davidson, Director, and Todd M. Hughes, Assistant Director. Of counsel on the brief were David J. Barrans, Deputy Assistant General Counsel, and Martin J. Sendek, Attorney, United States Department of Veterans Affairs, of Washington, DC.

Appealed from: United States Court of Appeals for Veterans Claims

Judge Alan G. Lance, Sr.

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Respondent-Appellee.

## Judgment

ON APPEAL from the UNITED STATES COURT OF APPEALS FOR VETERANS  
CLAIMS

In CASE NO(S). 04-1536

This CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

Per Curiam (MICHEL, Chief Judge, LOURIE, Circuit Judge and ROBERTSON\*, District Judge).

Affirmed. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

DATED: July 12, 2007

/s/ Jan Horbaly

Jan Horbaly, Clerk

\*Honorable James Robertson, District Judge, United States District Court for the District of Columbia, sitting by designation.