

NOTE: This disposition is nonprecedential.

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

PAMELA J. SHARP,
Claimant-Appellant,

v.

**ERIC K. SHINSEKI, SECRETARY OF VETERANS
AFFAIRS,**
Respondent-Appellee.

2011-7100

Appeal from the United States Court of Appeals for
Veterans Claims in Case No. 07-2481, Judge Robert N.
Davis.

Decided: November 18, 2011

SANDRA E. BOOTH, of Columbus, Ohio, argued for
claimant-appellant.

MEREDYTH COHEN HAVASY, Trial Attorney, Commer-
cial Litigation Branch, Civil Division, United States
Department of Justice, of Washington, DC, argued for
respondent-appellee. With her on the brief were TONY

WEST, Assistant Attorney General, JEANNE E. DAVIDSON, Director, MARTIN F. HOCKEY, JR., Assistant Director, and MEREDYTH COHEN HAVASY, Trial Attorney. Of counsel on the brief were MICHAEL J. TIMINSKI, Deputy Assistant General Counsel, and AMAMNDA R. BLACKMON, Attorney, United States Department of Veterans Affairs, of Washington, DC.

Before LOURIE, LINN, and PROST, *Circuit Judges*.

PER CURIAM.

Pamela J. Sharp (“Sharp”) appeals from a decision of the United States Court of Appeals for Veterans Claims denying entitlement to attorney fees and expenses under the Equal Access to Justice Act, 28 U.S.C. § 2412(d). *See Sharp v. Shinseki*, No. 07-2481(E) (Vet. App. Feb. 8, 2011). Sharp’s appeal does not present a constitutional issue or a question of law. Rather, her appeal would require this court to review questions of fact and application of law to fact. Under 38 U.S.C. § 7292(d)(2), however, we lack jurisdiction to review such factual determinations. We must therefore dismiss Sharp’s appeal.

For the foregoing reasons, we dismiss the appeal for lack of jurisdiction.

DISMISSED

COSTS

Each party shall bear its own costs.