

NOTE: This disposition is nonprecedential.

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

BETZAIDA P. JERNIGAN,
Claimant-Appellant,

v.

ERIC K. SHINSEKI, Secretary of Veterans Affairs,
Respondent-Appellee.

2013-7033

Appeal from the United States Court of Appeals for
Veterans Claims in No. 10-1226, Judge Lawrence B.
Hagel.

JUDGMENT

STEVEN M. AMUNDSON, Frommer Lawrence & Haug,
LLP, of New York, New York, argued for claimant-
appellant. With him on the brief were VICKI M. FRANKS,
JULIE E. KURZROK, and MICHAEL W. HARKNESS; and
BRYAN J. BRAUNEL and ANDREW M. NASON, of Washing-
ton, DC.

SCOTT D. AUSTIN, Trial Attorney, Commercial Litiga-
tion Branch, Civil Division, United States Department of

Justice, of Washington, DC, argued for respondent-appellee. On the brief were STUART F. DELERY, Acting Assistant Attorney General, JEANNE E. DAVIDSON, Director, MARTIN F. HOCKEY, JR., Assistant Director, and ALEX P. HONTOS, Trial Attorney. Of counsel on the brief were DAVID J. BARRANS, Deputy Assistant General Counsel and RACHAEL T. BRANT, Attorney, United States Department of Veterans Affairs, of Washington, DC.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (NEWMAN, REYNA, and TARANTO, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

July 22, 2013

Date

/s/ Daniel E. O'Toole

Daniel E. O'Toole
Clerk