

NOTE: This disposition is nonprecedential.

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

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**DENISE D. SOLES,**  
*Claimant-Appellant,*

v.

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

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2011-7124

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Appeal from the United States Court of Appeals for  
Veterans Claims in case no. 09-0471, Judge Alan G.  
Lance, Sr.

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**JUDGMENT**

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

ELIZABETH M. HOSFORD, Senior Trial Attorney,  
Commercial Litigation Branch, Civil Division, United  
States Department of Justice, of Washington, DC, argued  
for the respondent-appellee. With her on the brief were  
TONY WEST, Assistant Attorney General, JEANNE E.  
DAVIDSON, Director, and BRIAN SIMKIN, Assistant  
Director. Of counsel on the brief were MICHAEL J.  
TIMINSKI, Deputy Assistant General Counsel, and Y. KEN  
LEE, Attorney, United States Department of Veterans  
Affairs, of Washington, DC.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, REYNA, and WALLACH, *Circuit Judges*).

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

ENTERED BY ORDER OF THE COURT

March 12, 2012  
Date

/s/ Jan Horbaly  
Jan Horbaly  
Clerk