

NOTE: This disposition is nonprecedential.

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

DAVID A. CUSTER,
Claimant-Appellant

v.

**ROBERT A. MCDONALD, SECRETARY OF
VETERANS AFFAIRS,**
Respondent-Appellee

2015-7093

Appeal from the United States Court of Appeals for
Veterans Claims in No. 14-2173, Judge Margaret C.
Bartley.

JUDGMENT

MAXWELL DOUGLAS KINMAN, Alexander, Webb, and
Kinman, Mason, OH, argued for claimant-appellant.

EMMA BOND, Commercial Litigation Branch, Civil Di-
vision, United States Department of Justice, Washington,
DC, argued for respondent-appellee. Also represented by
BENJAMIN C. MIZER, ROBERT E. KIRSCHMAN, JR., SCOTT D.
AUSTIN; MEGHAN ALPHONSO, Y. KEN LEE, Office of General

Counsel, United States Department of Veterans Affairs,
Washington, DC.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, *Chief Judge*, DYK and STOLL,
Circuit Judges).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

March 16, 2016
Date

/s/ Daniel E. O'Toole
Daniel E. O'Toole
Clerk of Court