NOTE: This disposition is nonprecedential.

## United States Court of Appeals for the Federal Circuit

GIRARD C. CHAMNESS, Plaintiff-Appellant,

v.

JOHN MCHUGH, Secretary of the Army, Defendant-Appellee.

## 2012-1547

Appeal from the United States District Court for the District of Columbia in No. 09-CV-2287, Judge Beryl A. Howell.

## JUDGMENT

DAVID P. SHELDON, Law Offices of David P. Sheldon, PLLC, of Washington, DC, argued for plaintiff-appellant.

DOUGLAS K. MICKLE, Senior Trial Counsel, Commercial Litigation Branch, Civil Division, of Washington, DC, argued for defendant-appellee. With him on the brief were STUART F. DELERY, Principal Assistant Attorney General, JEANNE E. DAVIDSON, Director, and BRYANT G. SNEE, Deputy Director. Of counsel on the brief was CHRISTOPHER C. COX, United States Army Legal Services Agency, Army Litigation Division, Fort Belvior, Virginia.

THIS CAUSE having been heard and considered, it is

Ordered and Adjudged:

PER CURIAM (LOURIE, MAYER, and O'MALLEY, *Circuit Judges*).

## AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

August 14, 2013 Date /s/ Daniel E. O'Toole Daniel E. O'Toole Clerk