NOTE: This disposition is nonprecedential.

United States Court of Appeals for the Federal Circuit

2007-7129

WILLIE CLAY,

Claimant-Appellant,

٧.

GORDON H. MANSFIELD, Acting Secretary of Veterans Affairs,

Respondent-Appellee.

<u>James C. McKay</u>, Covington & Burling, of Washington, DC, argued for claimant-appellant.

<u>Joan M. Stentiford</u>, Trial Attorney, Commercial Litigation Branch, Civil Division, United States Department of Justice, of Washington, DC, argued for respondent-appellee. With her on the brief were <u>Peter D. Keisler</u>, Acting Attorney General, <u>Jeanne E. Davidson</u>, Director, and <u>Deborah A. Bynum</u>, Assistant Director. Of counsel on the brief were <u>Michael J. Timinski</u>, Deputy Assistant General Counsel and <u>Amanda R. Blackmon</u>, Attorney, United States Department of Veterans Affairs, of Washington, DC.

Appealed from: United States Court of Appeals for Veterans Claims

Judge Lawrence B. Hagel

NOTE: This disposition is nonprecedential.

United States Court of Appeals for the Federal Circuit

2007-7129

WILLIE CLAY,

Claimant-Appellant,

٧.

GORDON H. MANSFIELD, Acting Secretary of Veterans Affairs,

Respondent-Appellee.

Judgment

ON APPEAL from the United States Court of Appeals for Veterans Claims in CASE NO(S). 04-1134.

This CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

Per Curiam (BRYSON, <u>Circuit Judge</u>, PLAGER, <u>Senior Circuit Judge</u>, and KEELEY, <u>Chief District Judge</u>.)

AFFIRMED. See Fed. Cir. R.36

ENTERED BY ORDER OF THE COURT

DATED: October 5, 2007 /s/ Jan Horbaly

Jan Horbaly, Clerk

^{*} Honorable Irene M. Keeley, Chief Judge of the United States District Court for the Northern District of West Virginia, sitting by designation.