

NOTE: This disposition is nonprecedential.

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

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**ALAN B. ADAMS,**  
*Plaintiff-Appellant*

v.

**UNITED STATES,**  
*Defendant-Appellee*

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2016-2296

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Appeal from the United States Court of Federal  
Claims in No. 1:11-cv-00418-EDK, Judge Elaine Kaplan.

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**JUDGMENT**

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RAYMOND JEWELL TONEY, Law Office of Raymond J. Toney, Emeryville, CA, argued for plaintiff-appellant. Also represented by BRIAN D. SCHENK, Midwest Military & Veterans Law, PLLC, Minneapolis, MN.

ERIC LAUFGRABEN, Commercial Litigation Branch, Civil Division, United States Department of Justice, Washington, DC, argued for defendant-appellee. Also represented by DOUGLAS K. MICKLE, ROBERT E. KIRSCHMAN, JR., JOYCE R. BRANDA; PATRICK J. HUGHES,

Air Force Legal Operations Agency, United States Department of the Air Force, Joint Base Andrews, MD.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (NEWMAN, O'MALLEY, and TARANTO, *Circuit Judges*).

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

ENTERED BY ORDER OF THE COURT

August 21, 2017  
Date

/s/ Peter R. Marksteiner  
Peter R. Marksteiner  
Clerk of Court