

NOTE: This disposition is nonprecedential.

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

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**VERNON JUNIOR GARRETT,**  
*Claimant-Appellant*

v.

**DENIS MCDONOUGH, SECRETARY OF  
VETERANS AFFAIRS,**  
*Respondent-Appellee*

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2023-1182

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Appeal from the United States Court of Appeals for  
Veterans Claims in No. 21-1595, Judge Joseph L. Toth.

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**JUDGMENT**

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ADAM R. LUCK, GloverLuck, LLP, Dallas, TX, argued  
for claimant-appellant.

BRITTNEY M. WELCH, Commercial Litigation Branch,  
Civil Division, United States Department of Justice, Wash-  
ington, DC, argued for respondent-appellee. Also repre-  
sented by BRIAN M. BOYNTON, CLAUDIA BURKE, PATRICIA M.  
MCCARTHY; BRIAN D. GRIFFIN, ANDREW J. STEINBERG, Of-  
fice of General Counsel, United States Department of Vet-  
erans Affairs, Washington, DC.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (DYK, PROST, and STARK, *Circuit Judges*).

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

ENTERED BY ORDER OF THE COURT

May 8, 2024  
Date



Jarrett B. Perlow  
Clerk of Court