

NOTE: This order is nonprecedential.

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

SECRETARY OF THE ARMY,
Appellant

v.

KIEWITPHELPS,
Appellee

2023-1842

Appeal from the Armed Services Board of Contract Appeals in No. 61184, Administrative Judge Richard Shackelford, Administrative Judge Lis B. Young, Administrative Judge Owen C. Wilson.

O R D E R

The parties having so agreed, it is ordered that:

- (1) The proceeding is DISMISSED under Fed. R. App. P. 42 (b).
- (2) Each side shall bear their own costs.

FOR THE COURT

August 8, 2023
Date

/s/ Jarrett B. Perlow
Jarrett B. Perlow
Clerk of Court

ISSUED AS A MANDATE: August 8, 2023