

NOTE: This order is nonprecedential.

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

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**CHARLES T. HAGEL, SECRETARY OF DEFENSE,**  
*Appellant,*

v.

**THE BOEING COMPANY,**  
*Appellee.*

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2014-1235

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Appeal from the Armed Services Board of Contract Appeals in Nos. 57549 and 57563, Administrative Judge Elizabeth M. Grant, Administrative Judge Mark N. Stempler, Administrative Judge Monroe E. Freeman, Jr.

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**ON MOTION**

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**O R D E R**

Upon consideration of the Secretary of Defense's unopposed motion to withdraw this appeal,

IT IS ORDERED THAT:

- (1) The motion is granted.
- (2) Each side shall bear its own costs.
- (3) All pending motions are moot.

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DEFENSE v. THE BOEING COMPANY

FOR THE COURT

/s/ Daniel E. O'Toole  
Daniel E. O'Toole  
Clerk of Court

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ISSUED AS A MANDATE: May 20, 2014