

NOTE: This disposition is nonprecedential.

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

HK&S CONSTRUCTION HOLDING CORP.,
Appellant

v.

SECRETARY OF THE ARMY,
Appellee

2019-2062

Appeal from the Armed Services Board of Contract Appeals in No. 60164, Administrative Judge J. Reid Prouty, Administrative Judge Richard Shackelford, Administrative Judge Timothy Paul McIlmail.

JUDGMENT

CRAIG HOWARD PARKER, McElroy, Deutsch, Mulvaney & Carpenter, LLP, Morristown, NJ, for appellant.

KELLY A. KRISTYNIK, Commercial Litigation Branch, Civil Division, United States Department of Justice, Washington, DC, for appellee. Also represented by ROBERT EDWARD KIRSCHMAN, JR., PATRICIA M. MCCARTHY, RUSSELL JAMES UPTON, JEFFREY B. CLARK.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, *Chief Judge*, BRYSON and WALLACH, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

October 7, 2020
Date

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