

NOTE: This order is nonprecedential.

# United States Court of Appeals for the Federal Circuit

2008-1450

TOTAL PROCUREMENT SERVICE, INC.,

Appellant,

v.

Robert M. Gates,  
SECRETARY OF DEFENSE,

Appellee.

Appeal from the Armed Services Board of Contract Appeals in  
nos. 54163 and 55821, Administrative Judge Robert T. Peacock.

ON MOTION

Before LINN, Circuit Judge.

## ORDER

The Secretary of Defense moves for leave to file a corrected brief and supplemental appendix. Total Procurement Service, Inc. opposes.

Upon consideration thereof,

IT IS ORDERED THAT:

The motion is granted.

**MAY -1 2009**

Date

cc: Courtney E. Sheehan, Esq.  
Donnie Dac Ho, Esq.

s17

FOR THE COURT

/s/ Jan Horbaly

Jan Horbaly  
Clerk

**FILED**  
U.S. COURT OF APPEALS FOR  
THE FEDERAL CIRCUIT

**MAY -1 2009**

JAN HORBALY  
CLERK