



IN THE MATTER OF:

NAVAL FACILITIES ENGINEERING
NAVAL AIR STATION, OCEANA
VIRGINIA BEACH, VIRGINIA

ARB CASE NO. 14-015

DATE: March 26, 2014

With Respect to Project/Contract No.
N40085-12-D-7007 Task Order No. 0003

BEFORE: THE ADMINISTRATIVE REVIEW BOARD

FINAL ORDER GRANTING MOTION TO WITHDRAW APPEAL

On March 19, 2014, the Administrative Review Board received a Notice of Withdrawal of Appeal filed by the Principal Deputy Administrator. In the Notice, the Administrator informed the Board that Petitioner, Hiller Systems “has withdrawn its Petition for Review” and “Petitioner communicated the withdrawal to the Wage and Hour Division, which the Administrator now wishes to convey to the Board.” The Administrator further states that Petitioner has reviewed the Notice of Withdrawal and has confirmed to the Administrator’s counsel that “Petitioner consents to the filing of this Notice and to dismissal of the appeal.”

We appreciate the efforts of the Administrator to bring Petitioner’s intent to withdraw to the Board’s attention. But once a party invokes the Board’s jurisdiction, it is the party’s obligation, as a litigant before the Board, to file a motion to withdraw, if the party has determined to do so. Should Petitioner appear before the Board in the future, we will expect that Petitioner, itself, will fulfill all the procedural obligations that accompany Petitioner’s party status.

Accordingly, based upon the Administrator’s averment that Petitioner wishes to withdraw its petition for review, we find that the petition is **WITHDRAWN**.

FOR THE ADMINISTRATIVE REVIEW BOARD:

Janet R. Dunlop
General Counsel