

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

ASSOCIATED BUILDERS & CONTRACTORS  
OF SOUTHEAST TEXAS; ASSOCIATED  
BUILDERS & CONTRACTORS,  
INCORPORATED; NATIONAL  
ASSOCIATION OF SECURITY COMPANIES,

Plaintiffs-Appellees,

v.

ANNE RUNG, Administrator, Office of Federal  
Procurement Policy, Office of Management  
and Budget; JAMES MATTIS, SECRETARY,  
DEPARTMENT OF DEFENSE; DENISE T.  
ROTH, Administrator, United States General  
Services Administration; THOMAS E. PEREZ,  
SECRETARY, DEPARTMENT OF LABOR, In  
His Official Capacity; CHARLES F. BOLDEN,  
JR., Administrator, National Aeronautics and  
Space Administration,

Defendants-Appellants.

No. 16-41707

UNOPPOSED MOTION TO DISMISS APPEAL

## UNOPPOSED MOTION TO DISMISS APPEAL

The government moves to voluntarily dismiss this appeal under Federal Rule of Appellate Procedure 42(b), with each party to bear its own costs. Counsel for plaintiffs-appellees have authorized us to represent that they consent to this motion.

Respectfully submitted,

MARK B. STERN

*s/ Daniel Tenny*

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DANIEL TENNY

(202) 514-1838

*Attorneys, Appellate Staff*

*Civil Division*

*U.S. Department of Justice*

*950 Pennsylvania Ave., N.W.*

*Room 7215*

*Washington, D.C. 20530*

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### **CERTIFICATE OF SERVICE**

I hereby certify that on March 29, 2017, I electronically filed the foregoing with the Clerk of the Court by using the appellate CM/ECF system. Participants in the case are registered CM/ECF users and service will be accomplished by the appellate CM/ECF system.

*s/ Daniel Tenny*  
Daniel Tenny