

ARMED SERVICES BOARD OF CONTRACT APPEALS

Appeal of Dunlap Towing Co.

ASBCA No. 64422 · No. ASBCA No. 64422 · Decided March 12, 2026

SUMMARY

The Armed Services Board of Contract Appeals dismissed Dunlap Towing Co.’s appeal without prejudice after the appellant voluntarily withdrew it. The government did not object to the withdrawal.

CASE DETAILS

COURT	Armed Services Board of Contract Appeals
WRITING FOR THE COURT	Owen C. Wilson
JURISDICTION	Armed Services Board of Contract Appeals
DECIDED	March 12, 2026
DOCKET	ASBCA No. 64422
DISPOSITION	dismissed
PROCEDURAL POSTURE	Appellant voluntarily withdrew its contract appeal without prejudice, and the government did not object.
PRECEDENTIAL VALUE	Published
PARTIES	Dunlap Towing Co. v. United States

TOPICS

- government contracts
- contract disputes act
- appellate procedure

PRACTICE AREAS

- government contracts
- contract disputes act
- administrative law

QUESTIONS PRESENTED

- Whether the Board should dismiss the appeal after appellant voluntarily withdrew it without prejudice.

KEY QUOTATIONS

“Accordingly, the appeal is dismissed from the Board’s docket without prejudice.”

FACTUAL BACKGROUND

The appeal arose under Contract No. N4523A-24-F-4010. Dunlap Towing Co. voluntarily withdrew the appeal without prejudice, and the government did not object to the withdrawal.

PROCEDURAL HISTORY

Dunlap Towing Co. filed an appeal with the Armed Services Board of Contract Appeals under Contract No. N4523A-24-F-4010. By notice dated February 13, 2026, appellant voluntarily withdrew the appeal without prejudice; the government did not object. The Board dismissed the appeal from its docket without prejudice.

DISPOSITION

dismissed

OPINION

Dunlap Towing Co.

PER CURIAM.

ARMED SERVICES BOARD OF CONTRACT APPEALS

Appeal of -)) Dunlap Towing Co.) ASBCA No. 64422) Under Contract No. N4523A-24-F-4010

) APPEARANCES FOR THE APPELLANT: Noah S. Jaffe, Esq. Chris P. Reilly, Esq. Nicoll

Black Altenbrun & Feig PLLC Seattle, WA APPEARANCES FOR THE GOVERNMENT: Allison

M. McDade, Esq. Navy Chief Trial Attorney Devin A. Wolak, Esq. Trial Attorney

ORDER OF DISMISSAL

By notice dated February 13, 2026, appellant voluntarily withdrew this appeal without prejudice.

The government does not object to appellant's voluntary withdrawal without prejudice.

Accordingly, the appeal is dismissed from the Board's docket without prejudice. Dated: March 12, 2026

OWEN C. WILSON

Administrative Judge Acting Chairman Armed Services Board of Contract Appeals I certify that

the foregoing is a true copy of the Order of Dismissal of the Armed Services Board of Contract

Appeals in ASBCA No. 64422, Appeal of Dunlap Towing Co., rendered in conformance with the

Board's Charter. Dated: March 13, 2026

PAULLA K. GATES-LEWIS

Recorder, Armed Services Board of Contract Appeals