DISMISSED WITHOUT PREJUDICE: March 1, 2017

CBCA 5593

OLYMPUS AMERICA INC.,

Appellant,

v.

DEPARTMENT OF VETERANS AFFAIRS,

Respondent.

Rebecca J. Price of Norris, McLaughlin & Marcus, P.A., Allentown, PA, counsel for Appellant.

Neil S. Deol, Office of General Counsel, Department of Veterans Affairs, Decatur, GA, counsel for Respondent.

CHADWICK, Board Judge.

<u>ORDER</u>

The respondent moved to dismiss this appeal for lack of jurisdiction. In response, the appellant moved to "withdraw" the appeal without prejudice. Accordingly, the appeal is **DISMISSED WITHOUT PREJUDICE**.

KYLE CHADWICK Board Judge