

BCN COMPANY,)	AGBCA No. 2000-156-1
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Appellant)	
)	
Representing the Appellant:)	
)	
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DECISION OF THE BOARD OF CONTRACT APPEALS

August 3, 2000

Before HOURY, VERGILIO, and WESTBROOK, Administrative Judges.

Opinion for the Board by Administrative Judge VERGILIO.

On June 5, 2000, the Board received this appeal filed by BCN Company (contractor) of Martinez, California. The respondent is the U. S. Department of Agriculture, Forest Service (Government). BCN had sought adjustments under its Capps Crossing ERFO contract, No. 50-91U9-9-1C09, in the Eldorado National Forest, California. Under five claims, the contractor sought \$52,534.63. The contracting officer allowed \$11,217.09. This appeal ensued.

The Board has jurisdiction over this timely-filed appeal pursuant to the Contract Disputes Act of 1978 (CDA), 41 U.S.C. §§ 601-613, as amended. During an initial telephone conference with the parties, the parties sought the opportunity to settle the disputes, before developing an administrative and evidentiary record. The Board suspended formal proceedings. On August 1, 2000, the Board received a joint request for a dismissal with prejudice, because the parties have settled the disputes involved in this appeal.

DECISION

The Board dismisses with prejudice the appeal.

JOSEPH A. VERGILIO

Administrative Judge

Concurring:

EDWARD HOURY

Administrative Judge

ANNE W. WESTBROOK

Administrative Judge

Issued at Washington, D.C.

August 3, 2000