

GASCHLER/HILL INVESTMENTS, LLC)	AGBCA No. 99-109-3
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Appellant)	
)	
Representing the Appellant:)	
)	
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DECISION OF THE BOARD OF CONTRACT APPEALS

June 18, 1999

OPINION BY ADMINISTRATIVE JUDGE HOWARD A. POLLACK

This appeal arises under Contract/Lease No. 57-04HI-7-7810, for leased office space for the Fremont National Forest Supervisor's Office and Bureau of Land Management (BLM) Lakeview District Office, between the U. S. Department of Agriculture, Forest Service(FS), Pacific Northwest Region, Portland, Oregon, and Gaschler/Hill Investments, LLC, Ontario, Oregon. On August 13, 1998, the Contracting Officer denied Appellant's claim for relief of approximately \$13,000 and the Appellant filed a timely Notice of Appeal dated November 6, 1998. The Board docketed the appeal on November 13, 1998. Appellant elected the Board's Accelerated Procedure. The target date for a decision was May 5, 1999. The dispute between the parties centered around whether the carpeting Appellant offered met the contract/lease requirements.

The Board held a series of telephone conferences with the parties during which the Board discussed the respective positions of the parties and attempted to facilitate settlement. In that regard, the Board and parties agreed to extend the due date for decision on this accelerated matter to July 1, 1999.

After allowing some time to pass so as to give the parties time to negotiate, the Board, although continuing to encourage settlement, then set a hearing date.

On May 26, 1999, the parties submitted a signed Settlement Agreement which provided that upon receipt of the executed agreement, the Board “may dismiss the Appellant’s Contract Appeal No. 99-109-3 with prejudice.”

DECISION

In accordance with the Settlement Agreement of the parties, the appeal is dismissed with prejudice.

HOWARD A. POLLACK
Administrative Judge

Concurring:

EDWARD HOURY
Administrative Judge

Issued at Washington, D. C.
June 18, 1999