

THRIFT BROTHERS LUMBER CO., INC.,)	AGBCA No. 2000-113-1
)	
Appellant)	
)	
Representing the Appellant:)	
)	
Gary G. Stevens, Esquire)	
Saltman & Stevens)	
1801 K Street, N.W.)	
Washington, D.C. 20006)	
)	
Representing the Government:)	
)	
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Atlanta, Georgia 30309)	

DECISION OF THE BOARD OF CONTRACT APPEALS

April 9, 2002

Before POLLACK, VERGILIO, and WESTBROOK, Administrative Judges.

Opinion for the Board by Administrative Judge VERGILIO.

On December 17, 2000, the Board received this appeal filed by Thrift Brothers Lumber Co., Inc., of Westminster, South Carolina (purchaser). The respondent is the U. S. Department of Agriculture, Forest Service (Government). The purchaser on the Compartment 232 Timber Sale contract, No. 019041, in the Chattooga Ranger District of the Chattahoochee National Forest, Georgia, seeks to recover \$22,107, said to represent its replacement cost of timber and move-in/move-out costs incurred because of what the purchaser deems to have been a material breach and improper suspension of its timber sale contract. The contracting officer had denied the claim in its entirety.

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.

The Board received a letter from the contractor on April 3, 2002. The parties have executed a stipulation for dismissal with prejudice and release of claims regarding the dispute. They request that the Board dismiss with prejudice this appeal.

DECISION

The Board dismisses with prejudice the appeal.

JOSEPH A. VERGILIO
Administrative Judge

Concurring:

HOWARD A. POLLACK
Administrative Judge

ANNE W. WESTBROOK
Administrative Judge

Issued at Washington, D.C.
April 9, 2002