



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: September 9, 2013

CBCA 3374

DANIEL EDWARDS/999 WEST MAIN STREET, LLC,

Appellant,

v.

DEPARTMENT OF AGRICULTURE,

Respondent.

Diana Parks Curran of Curran Legal Services Group, Inc., Johns Creek, GA, counsel for Appellant.

Adria Greene, Office of General Counsel, Department of Agriculture, Atlanta, GA, counsel for Respondent.

DANIELS, Board Judge (Chairman).

ORDER

The Department of Agriculture leased from Daniel Edwards/999 West Main Street, LLC office space in a building in Centre, Alabama. After the lease had ended, the agency remained in the space for nearly a year. The contractor claimed that it was entitled to be paid for the use of the space at market rate. The agency, through its contracting officer's decision, determined that payment should be at the rate specified in the expired lease. The contractor appealed this decision.

The parties have now resolved the dispute, with the agency paying most, but not all, of the additional amount claimed. The parties have filed a stipulation of dismissal with prejudice.

Accordingly, the case is **DISMISSED WITH PREJUDICE**.

STEPHEN M. DANIELS
Board Judge