



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: February 21, 2013

CBCA 2865

IMMIX TECHNOLOGY, INC.,

Appellant,

v.

DEPARTMENT OF VETERANS AFFAIRS,

Respondent.

Tenley A. Carp and Victor G. Klingelhofer of Cohen Mohr LLP, Washington, DC, counsel for Appellant.

Josyl L. Barchue, Office of the General Counsel, Department of Veterans Affairs, Eatontown, NJ, counsel for Respondent.

VERGILIO, Board Judge.

ORDER

On June 21, 2012, the Board received a notice of appeal from immix Technology, Inc. concerning a denial of its certified claim for \$1,353,065.39 by a contracting officer of the Department of Veterans Affairs concerning a purchase order placed under a Government-wide acquisition contract of NASA. By submission received on February 20, 2013, the parties state that they have amicably resolved the appeal, with the contractor having received payment of \$473,212.86. The parties seek a dismissal with prejudice. According to the request of the parties, the Board **DISMISSES WITH PREJUDICE** the appeal.

JOSEPH A. VERGILIO
Board Judge