



UNITED STATES  
CIVILIAN BOARD OF CONTRACT APPEALS

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January 31, 2024

CBCA 7961-FEMA

In the Matter of NEW JERSEY DEPARTMENT OF  
ENVIRONMENTAL PROTECTION

Charlie A. Stegner-Freitag, Deputy Attorney General, Office of the Attorney General, Department of Law and Public Safety, State of New Jersey, Trenton, NJ, counsel for Applicant.

Lieutenant Colonel Christopher M. DeMaise, Governor's Authorized Representative, Recovery Bureau, New Jersey Division of State Police, West Trenton, NJ, appearing for Grantee.

Maureen Dimino and Rebecca J. Otey, Office of Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, Washington, DC, counsel for Federal Emergency Management Agency.

Before the Arbitration Panel consisting of Board Judges **LESTER**, **VERGILIO**, and **CHADWICK**.

On December 15, 2023, the New Jersey Department of Environmental Protection, pursuant to the authority set forth at 42 U.S.C. § 5189a(d) (2018), filed an application for arbitration with the Board seeking public assistance funding to repair two Shark River inlet jetties in Monmouth County that were allegedly damaged by Tropical Storm Isaias. On January 30, 2024, the applicant filed a notice withdrawing its request for arbitration. Construing the applicant's notice as a motion for voluntary dismissal pursuant to Board Rule 610 (48 CFR 6106.610 (2022)), we dismiss this arbitration. The hearing scheduled for April 5, 2024, is cancelled.

Harold D. Lester, Jr.  
HAROLD D. LESTER, JR.  
Board Judge

*Joseph A. Vergilio*  
JOSEPH A. VERGILIO  
Board Judge

*Kyle Chadwick*  
KYLE CHADWICK  
Board Judge