UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: February 29, 2008

CBCA 1060

BALDWIN CONTRACTING COMPANY, INC.,

Appellant,

v.

DEPARTMENT OF TRANSPORTATION,

Respondent.

Marc Ingvoldsen, Construction Manager of Baldwin Contracting Company, Inc., Chico, CA, appearing for Appellant.

David Sett, Central Federal Lands Highway Division, Federal Highway Administration, Department of Transportation, Lakewood, CO, counsel for Respondent.

McCANN, Board Judge.

ORDER

On January 28, 2008, Baldwin Contracting Company, Inc. appealed the final decision of a Department of Transportation contracting officer denying appellant's claim for additional compensation under contract number DTFH68-03-C-00005. On February 28, 2008, the parties filed a joint motion to dismiss the appeal stating that they have entered into a settlement agreement and requesting that the appeal be dismissed with prejudice.

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

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R. ANTHONY McCANN
Board Judge