



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: July 25, 2007

CBCA 544

WMS CONTRACTING,

Appellant,

v.

DEPARTMENT OF AGRICULTURE,

Respondent.

Brad D. Williams, Owner/Operator of WMS Contracting, Malad, ID, appearing for Appellant.

Heather R. Hinton-Taylor, Office of the General Counsel, Department of Agriculture, Ogden, UT, counsel for Respondent.

POLLACK, Board Judge.

ORDER

This appeal arose out of an Emergency Equipment Rental Agreement between the Department of Agriculture, Forest Service, IDAWY Service Center, Idaho Falls, Idaho, and WMS Contracting (appellant), Malad, Idaho. The dispute centered on damage to appellant's equipment during a firefighting operation. The Board has been advised by the parties that they have settled the appeal and the parties have requested that the appeal be dismissed with prejudice. The parties provided the Board with a copy of the settlement agreement setting out the details of the settlement.

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

HOWARD A. POLLACK
Board Judge