



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED: May 7, 2008

CBCA 1138

EMMONS AND OLIVIER RESOURCES,

Appellant,

v.

DEPARTMENT OF AGRICULTURE,

Respondent.

Cecilio Olivier, Chief Operations Officer of Emmons and Olivier Resources, Oakdale, MN, appearing for Appellant.

Jessica Schmitt and Michael J. Danaher, Office of the General Counsel, Department of Agriculture, Milwaukee, WI, counsel for Respondent.

SOMERS, Board Judge.

ORDER

Appellant has filed a motion to withdraw its appeal in response to the Government's motion to dismiss for lack of jurisdiction. At a status conference held on May 6, 2008, the appellant confirmed its intent to withdraw its appeal. The Government indicated that it did not oppose the motion. Accordingly, the claim is **DISMISSED**.

JERI KAYLENE SOMERS
Board Judge