



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: July 7, 2011

CBCA 2302

GARNER MULTIMEDIA, INC.,

Appellant,

v.

DEPARTMENT OF VETERANS AFFAIRS,

Respondent.

William T. Welch of General Counsel, PC, McLean, VA, counsel for Appellant.

L. T. Burleson, Philip Kauffman, and Phillipa L. Anderson, Office of the General Counsel, Department of Veterans Affairs, Washington, DC, counsel for Respondent.

VERGILIO, Board Judge.

ORDER

On February 10, 2011, the Board received from Garner Multimedia, Inc. (contractor) a notice of appeal, docketed as CBCA 2302, disputing the termination for default of a task order, 101-J07217, issued by the respondent, the Department of Veterans Affairs (agency). The contractor pursues relief at this Board under the Contract Disputes Act of 1978, as amended. 41 U.S.C. §§ 7101-7109 (previously 41 U.S.C. §§ 601-613 (2006)).

On July 6, 2011, the Board received a request for a dismissal with prejudice in which the contractor states that the contracting officer has rescinded the termination, while the agency has received all deliverables under the task order in dispute. The Board **DISMISSES WITH PREJUDICE** this appeal.

JOSEPH A. VERGILIO
Board Judge