



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: October 29, 2010

CBCA 2006

DAVID BURK,

Appellant,

v.

DEPARTMENT OF AGRICULTURE,

Respondent.

David Burk, pro se, Ashton, ID.

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

VERGILIO, Board Judge.

ORDER

On April 7, 2010, the Board received from Mr. Burk a notice of appeal regarding his contract with the Department of Agriculture. He had purchased material under the Starhope CG hazard tree removal sale, contract 041304-051046. The parties successfully resolved the dispute. The purchaser has made the agreed-upon payments. On October 28, 2010, the purchaser requested the Board to issue a dismissal with prejudice pursuant to the agreement of the parties.

The Board **DISMISSES WITH PREJUDICE** this appeal.

JOSEPH A. VERGILIO
Board Judge