



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

April 1, 2010

CBCA 1775-FEMA

In the Matter of WEST CAMERON PORT COMMISSION

Ernest Broussard, Jr., Executive Director, Cameron Planning & Development, Cameron, LA, appearing for Applicant.

Mark S. Riley, Deputy Director, and William J. Patrigo, Appeals Specialist, Governor's Office of Homeland Security and Emergency Preparedness, Baton Rouge, LA, appearing for Grantee.

Chad T. Clifford, Office of Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, Washington, DC, counsel for Federal Emergency Management Agency.

Before the Arbitration Panel consisting of Board Judges **SOMERS**, **McCANN**, and **SHERIDAN**.

McCANN, Board Judge.

On March 4, 2010, West Cameron Port Commission (West Cameron) filed a request that this arbitration be dismissed. In that filing it was unclear whether West Cameron was requesting a dismissal with or without prejudice. On March 5, 2010, Federal Emergency Management Agency (FEMA) filed a response agreeing to a dismissal, and requesting that it be with prejudice and that the dismissal constitute a final decision pursuant to 44 CFR 206.209(k)(3) (2009). On March 26, 2010, West Cameron filed a response agreeing to a dismissal with prejudice. Accordingly, this case is hereby dismissed with prejudice and the decision shall constitute a decision pursuant to 44 CFR 206.209(k)(3).

R. ANTHONY McCANN
Board Judge

JERI K. SOMERS
Board Judge

PATRICIA J. SHERIDAN
Board Judge