



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: January 18, 2013

CBCA 2708

MJL ENTERPRISES, INC.,

Appellant,

v.

DEPARTMENT OF VETERANS AFFAIRS,

Respondent.

Mark R. Berry of Peckar & Abramson, P.C., Washington, DC, counsel for Appellant.

Edith M. Bowman and Kristi M. Glavich, Office of Regional Counsel, Department of Veterans Affairs, Detroit, MI, counsel for Respondent.

DANIELS, Board Judge (Chairman).

ORDER

The Department of Veterans Affairs (VA) contracted with MJL Enterprises, Inc. (MJL) to perform construction work on the inpatient mental ward of the VA health care facility in Ann Arbor, Michigan. MJL claimed that it is entitled to be paid \$962,216.45 for forty separate categories of costs which it describes generally as attributable to delays caused by and extra work directed by the VA. The contracting officer denied the claim, and MJL appealed the decision to the Board.

Earlier, the Board denied a motion for summary relief filed by the VA. *MJL Enterprises, Inc. v. Department of Veterans Affairs*, CBCA 2708, 12-2 BCA ¶ 35,167. Now

the parties inform us that they have settled the case, with the VA agreeing to pay \$586,495.50 to MJL. They have filed a joint motion to dismiss the case with prejudice to its reinstatement.

The motion is granted. The case is **DISMISSED WITH PREJUDICE**.

STEPHEN M. DANIELS
Board Judge