



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: October 21, 2008

CBCA 159

ROCKY MOUNTAIN HELIUM, LLC,

Appellant,

v.

DEPARTMENT OF THE INTERIOR,

Respondent.

William F. Demarest, Jr. and Shannon P. Coleman of Husch Blackwell Sanders LLP, Washington, DC, counsel for Appellant.

James L. Weiner and Charles B. Wallace, Office of the Solicitor, Department of the Interior, Washington, DC, counsel for Respondent.

KULLBERG, Board Judge.

ORDER

On October 14, 2008, the Board received the parties' joint status report that advised of their progress toward settlement of this appeal. The parties advised that they had executed a settlement agreement on August 29, 2008, following a mediation.

The parties have further advised that this appeal can be dismissed with prejudice in that the underlying dispute in this appeal has been resolved, and the resolution of any dispute

as to the implementation of certain terms under the settlement agreement will be subject to mediation.

This appeal is **DISMISSED WITH PREJUDICE**.

H. CHUCK KULLBERG
Board Judge