



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED: February 16, 2011

CBCA 2270

ALPHA SERVICES, LLC,

Appellant,

v.

DEPARTMENT OF VETERANS AFFAIRS,

Respondent.

G. Bruce Stigger of Manion Stigger, LLP, Louisville, KY, counsel for Appellant.

Chadwick C. Duran, Office of Regional Counsel, Department of Veterans Affairs, Indianapolis, IN, counsel for Respondent.

BORWICK, Board Judge.

ORDER

The parties have submitted a joint stipulation for withdrawal of this appeal with prejudice, after the Board issued an order to show cause why this appeal should not be dismissed for lack of jurisdiction. The parties agree that this appeal was premature because of a lack of a certified claim and a contracting officer's final decision, as required under the Contract Disputes Act, 41 U.S.C. §§ 7101-7109 (as codified by Pub. L. No. 111-350, 124 Stat. 3677, 3816 (2011)). Pursuant to the agreement of the parties, and for the reasons stated in the show cause order, this appeal is **DISMISSED**. Board Rule 12(c).

ANTHONY S. BORWICK

Board Judge