



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: October 4, 2024

CBCA 7949

320 MERRICK ROAD, LLC,

Appellant,

v.

DEPARTMENT OF AGRICULTURE,

Respondent.

Frank S. Murray of Foley & Lardner LLP, Washington, DC, counsel for Appellant.

Elin M. Dugan, Office of the General Counsel, Department of Agriculture, San Francisco, CA; and Michelle M. Weiner, Office of the General Counsel, Department of Agriculture, Charlotte, NC, counsel for Respondent.

O'ROURKE, Board Judge.

ORDER

On October 2, 2024, appellant, 320 Merrick Road, LLC, moved to dismiss this appeal with prejudice in accordance with Board Rule 12(b)(2) (48 CFR 6101.12(b)(2) (2023)). In the motion, appellant states that the parties successfully resolved their dispute through the Board's alternative dispute resolution process. The motion is granted. Accordingly, the appeal is **DISMISSED WITH PREJUDICE**.

Kathleen J. O'Rourke
KATHLEEN J. O'ROURKE
Board Judge