



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: October 4, 2024

CBCA 7662

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, pursuant to Board Rule 12(b)(2) (48 CFR 6101.12(b)(2) (2023)). Appellant requests dismissal based on the parties' successful resolution of the underlying dispute. The appeal is **DISMISSED WITH PREJUDICE**.

Kathleen J. O'Rourke

KATHLEEN J. O'ROURKE
Board Judge