CHEWACK WILDFIRE,)	AGBCA No. 2003-117-1
)	
Appellant)	
••)	
Representing the Appellant:)	
)	
Tony Rugel, Esquire)	
4742 42nd Avenue SW #271)	
Seattle, Washington 98116-4553)	
Representing the Government:)	
Lois G. Witte, Esquire)	
Office of the General Counsel)	
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P.O. Box 25005)	
Denver, Colorado 80225-0005)	

DECISION OF THE BOARD OF CONTRACT APPEALS

April 10, 2003

Before POLLACK, VERGILIO, and WESTBROOK, Administrative Judges.

Opinion for the Board by Administrative Judge VERGILIO.

On October 4, 2002, the Board received a notice of appeal from Chewack Wildfire of Winthrop, Washington (contractor), involving the respondent, the U. S. Department of Agriculture, Forest Service. The contractor claimed that for the Missionary Ridge incident in Durango, Colorado, it had provided equipment and services under the rates established in its Emergency Equipment Rental Agreement, No. 56-82C8-2-303. The contractor here appeals the denial by the contracting officer of the contractor claim to recover \$40,414.50.

The Board has jurisdiction over this timely-filed appeal pursuant to the Contract Disputes Act of 1978 (CDA), 41 U.S.C. ' ' 601-613, as amended. Following telephone conferences (and the receipt of the appeal file, complaint, and answer), during which the underlying facts and applicable law were discussed, the parties were able to resolve the dispute.

April 10, 2003

On April 4, 2003, the Board received from the parties a notice of settlement, which indicates that the Government is to pay \$7,300, as full and complete settlement of this dispute, with each party to bear its costs and attorney fees. The parties request that the matter be dismissed with prejudice.

	<u>DECISION</u>	
Based upon the requests of the parties, the Board dismisses with prejudice this appeal.		
TOGERNI A MERGINA		
JOSEPH A. VERGILIO Administrative Judge		
Concurring:		
HOWARD A. POLLACK Administrative Judge	ANNE W. WESTBROOK Administrative Judge	
Issued in Washington, D.C.		