



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: September 26, 2008

CBCA 1126-C(105)

HEDLUND CONSTRUCTION, INC.,

Applicant,

v.

DEPARTMENT OF AGRICULTURE,

Respondent.

Jon E. Cushman of Cushman Law Offices, P.S., Olympia, WA, counsel for Applicant.

Mary E. Sajna, Office of the General Counsel, Department of Agriculture, Portland, OR, counsel for Respondent.

McCANN, Board Judge.

ORDER

On February 19, 2008, the Board issued its decision on the merits in *Hedlund Construction, Inc. v. Department of Agriculture*, CBCA 105, 08-1 BCA ¶ 33,798. Subsequently, on March 20, 2008, Hedlund submitted a claim for attorney fees and expenses under the Equal Access to Justice Act, 5 U.S.C. § 504 (2000), in the amount of \$51,869.44. That claim was suspended because it was filed before the time for appeal had expired. The parties subsequently entered into discussions and have now filed a stipulated order of dismissal, notifying the Board that they have settled Hedlund's claim for attorney fees and expenses. In the stipulation the parties request dismissal of the case.

Accordingly, this case is **DISMISSED WITH PREJUDICE**.

R. ANTHONY McCANN
Board Judge