



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: August 2, 2012

CBCA 2474

ENVIRONMENTAL FORESTRY, INC.,

Appellant,

v.

DEPARTMENT OF AGRICULTURE,

Respondent.

Michael H. Church and Darren M. Digiactino of Stamper Rubens, P.S., Spokane, WA, counsel for Appellant.

Marissa J. Suarez, Office of the General Counsel, Department of Agriculture, San Francisco, CA, counsel for Respondent.

DANIELS, Board Judge (Chairman).

ORDER

Environmental Forestry, Inc., appealed the decision of a contracting officer of the Department of Agriculture's Forest Service terminating for default a contract for thinning trees in Sierra National Forest, California. The appeal has been resolved through mediation jointly requested by the parties and conducted by a Board judge.

On July 31, 2012, the parties moved the Board to dismiss the appeal with prejudice, with each party bearing its own attorneys' fees and costs.

Accordingly, the appeal is **DISMISSED WITH PREJUDICE.**

STEPHEN M. DANIELS
Board Judge