



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: September 23, 2014

CBCA 3754, 3979

GATES DEVELOPMENT COMPANY,

Appellant,

v.

DEPARTMENT OF THE INTERIOR,

Respondent.

Randy F. Gates, President of Gates Development Company, Orange, CA, appearing for Appellant.

Wonsook S. Sprague, Office of the Solicitor, Department of the Interior, Phoenix, AZ, counsel for Respondent.

DANIELS, Board Judge (Chairman).

ORDER

The Department of the Interior's Bureau of Land Management (BLM) awarded to Gates Development Company (Gates) on September 25, 2012, a contract to redevelop an existing communications site located on Guthrie Peak in southeastern Arizona.

On October 15, 2013, Gates submitted to a BLM contracting officer a claim for \$77,798.47 for work completed to date and extended overhead costs. The contracting officer denied the claim, pending provision of further information. Gates appealed her decision, and the Board docketed the case as CBCA 3754.

On May 29, 2014, the contracting officer terminated the contract for cause. Gates appealed this decision as well, and the Board docketed the case as CBCA 3979.

The parties have engaged in alternative dispute resolution discussions, with Board Judge Patricia J. Sheridan acting as mediator. The parties have now resolved their disputes and have jointly asked the Board to dismiss both appeals with prejudice.

The motion is granted. The appeals are **DISMISSED WITH PREJUDICE**.

STEPHEN M. DANIELS
Board Judge