



UNITED STATES  
CIVILIAN BOARD OF CONTRACT APPEALS

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DISMISSED WITH PREJUDICE: March 15, 2012

CBCA 2485

QUALITY BUILT POLE BUILDINGS,

Appellant,

v.

DEPARTMENT OF AGRICULTURE,

Respondent.

Tom Vermeesch, Owner of Quality Built Pole Buildings, Bay City, MI, appearing for Appellant.

Ronald Mulach, Office of the General Counsel, Department of Agriculture, Milwaukee, WI, counsel for Respondent.

**HYATT**, Board Judge.

ORDER

On February 16, 2012, the Board received a status report from respondent, advising that all issues in the appeal had been settled and attaching a copy of the settlement agreement, which provided that appellant would withdraw its appeal within five business days after execution. The agreement was executed on February 7, 2012.

When no communication from appellant withdrawing the appeal was timely received, the Board, on February 22, 2012, issued an order requesting appellant to file a statement advising the Board whether or not it objected to dismissal of the appeal with prejudice. The order further stated that if no statement was received from appellant by February 29, 2012, appellant would be deemed to have no objection.

Appellant has not responded to this order. Accordingly, the appeal is **DISMISSED WITH PREJUDICE**.

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CATHERINE B. HYATT  
Board Judge