



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: April 2, 2013

CBCA 2916

VAN DU ZEE, INC.,

Appellant,

v.

DEPARTMENT OF VETERANS AFFAIRS,

Respondent.

J.V. Brown, President of Van Du Zee, Inc., N. Ft. Myers, FL, appearing for Appellant.

Karen L. Mulcahy, Office of Regional Counsel, Department of Veterans Affairs, Bay Pines, FL, counsel for Respondent.

DANIELS, Board Judge (Chairman).

ORDER

Van Du Zee, Inc. filed a claim against the Department of Veterans Affairs (VA) under a contract for the renovation of a therapeutic rehabilitation pool at the VA Caribbean Healthcare System facility in San Juan, Puerto Rico.

The parties engaged in alternative dispute resolution, with a Board judge serving as mediator.

On January 22, 2013, the VA filed a motion to dismiss the appeal with prejudice, stating the parties have reached a complete settlement of all claims. Van Du Zee objected to the Board's dismissing the appeal until payment was received.

On March 28, 2013, appellant stated that payment has been received, so further proceedings in the appeal are unnecessary.

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

STEPHEN M. DANIELS
Board Judge