



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

June 17, 2015

CBCA 3533-FEMA

In the Matter of THE UNIVERSITY OF SOUTHERN MISSISSIPPI

Mark W. Garriga of Butler, Snow, LLP, Ridgeland, MS; and Jon Mark Weathers, G. Truett Roberts and Paul Walters of University of Southern Mississippi, Hattiesburg, MS, counsel for Applicant.

Allison W. Killebrew, Mississippi Emergency Management Agency, Pearl, MS, counsel for Grantee.

Linda D. Litke, Richard M. Exnicios, and Christie E. Rachal, Office of Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, Biloxi, MS, counsel for Federal Emergency Management Agency.

Before the Arbitration Panel consisting of Board Judges **HYATT**, **POLLACK**, and **KULLBERG**.

The University of Southern Mississippi asked the Board to arbitrate a dispute between it and the Federal Emergency Management Agency (FEMA) with respect to FEMA's estimate of eligible damages for the replacement of the applicant's toxicology laboratory facility which was extensively damaged by Hurricane Katrina.

The parties have executed an arbitration agreement resolving this matter and, on June 12, 2015, moved that this matter be dismissed with prejudice as provided by the terms of that agreement.

Accordingly, the above-captioned arbitration is dismissed with prejudice.

H. CHUCK KULLBERG
Board Judge

CATHERINE B. HYATT
Board Judge

HOWARD A. POLLACK
Board Judge

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