



UNITED STATES  
CIVILIAN BOARD OF CONTRACT APPEALS

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DISMISSED WITH PREJUDICE: March 22, 2024

CBCA 6597

ACTIVE CONSTRUCTION, INC.,

Appellant,

v.

DEPARTMENT OF TRANSPORTATION,

Respondent.

Terry R. Marston II of Marston Legal, PLLC, Kirkland, WA, counsel for Appellant.

Rayann L. Speakman, Office of the Chief Counsel, Federal Highway Administration, Department of Transportation, Vancouver, WA; and Kristina L. Porzio, Office of the Chief Counsel, Federal Highway Administration, Department of Transportation, Lakewood, CO, counsel for Respondent.

**LESTER**, Board Judge.

ORDER

On March 13, 2024, at the commencement of the scheduled hearing in this matter, the parties announced that they had reached a settlement of their dispute. After executing a settlement agreement, the parties yesterday requested dismissal. The parties' request is granted. This appeal is **DISMISSED WITH PREJUDICE** with each party to bear its own costs, fees, and expenses.

Harold D. Lester, Jr.  
HAROLD D. LESTER, JR.  
Board Judge