

Board of Contract Appeals

General Services Administration
Washington, D.C. 20405

DISMISSED WITH PREJUDICE: October 13, 2006

GSBCA 16544, 16545

WEST SECOND STREET ASSOCIATES 2 LLC,

Appellant,

v.

GENERAL SERVICES ADMINISTRATION,

Respondent.

Richard D. Lieberman and Karen R. O'Brien of McCarthy, Sweeney & Harkaway, P.C., Washington, DC, counsel for Appellant.

Torrie N. Harris, Office of General Counsel, General Services Administration, Washington, DC, counsel for Respondent.

DANIELS, Board Judge (Chairman).

ORDER

West Second Street Associates 2 LLC (West Second Street) owns and leases to the General Services Administration (GSA) properties in Lansing and Detroit, Michigan. After building out the premises to suit GSA, West Second Street submitted to an agency contracting officer certified claims as to each of the buildings, both "arising from the [GSA's] requirements necessitating extra construction costs." The amount of the claim involving the Lansing property was \$305,181.17 plus \$8049.60 in annual rent increases. The amount of the claim involving the Detroit property was \$151,303.60 plus \$8049.60 in annual

rent increases. The contracting officer granted each of the claims in part, and West Second Street appealed his decisions. We docketed the appeals as GSBCA 16544 and 16545.

The parties have now settled these cases, and West Second Street, with GSA's concurrence, has moved the Board to dismiss them with prejudice.

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

STEPHEN M. DANIELS
Board Judge