

# Board of Contract Appeals

General Services Administration  
Washington, D.C. 20405

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DISMISSED WITH PREJUDICE: July 14, 2006

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GSBCA 16618

BIRD CONSTRUCTION (USA), INC.,

Appellant,

v.

GENERAL SERVICES ADMINISTRATION,

Respondent.

Michael D. Strong of Lathrop & Gage, L.C., Kansas City, MO, counsel for Appellant.

Catherine Crow, Office of General Counsel, General Services Administration, Washington, DC, counsel for Respondent.

**HYATT**, Board Judge.

## ORDER

On September 30, 2002, appellant, Bird Construction (USA), Inc., was awarded a contract by respondent, the General Services Administration, to perform and provide design/build services for three border crossing stations located in Lancaster, Minnesota, Roseau, Minnesota, and North Troy, Vermont. On January 5, 2005, the contracting officer issued a final decision implementing a stop work order and deductive modification to appellant's contract. Appellant filed the above-captioned appeal on March 30, 2005.

The parties have reached a settlement of the underlying appeal and filed a joint motion to dismiss on July 5, 2006. Accordingly, this appeal is **DISMISSED WITH PREJUDICE**.

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CATHERINE B. HYATT  
Board Judge