ARMED SERVICES BOARD OF CONTRACT APPEALS

| Appeals of - | |
|-------------------------------------|---|
| Shimmick Construction Company, Inc. | ASBCA Nos. 63114, 63662 |
| Under Contract No. W912P5-17-C-0007 | |
| APPEARANCES FOR THE APPELLANT: | Giovanni M. Ruscitti, Esq. Benjamin F. Silfen, Esq. John P. Storti, Esq. Larry Myers, Esq. Berg Hill Greenleaf Ruscitti LLP Boulder, CO R. Dale Holmes, Esq. |
| | Michael H. Payne, Esq. Cohen Seglias Pallas Greenhall & Furman P.C. Philadelphia, PA |
| | John P. Carpenter, Esq. Counsel |
| APPEARANCES FOR THE GOVERNMENT: | Michael P. Goodman, Esq. Engineer Chief Trial Attorney Bonnie B. Jagoditz, Esq. Thomas M. Taff, Jr., Esq. Engineer Trial Attorneys U.S. Army Engineer District, Nashville |
| | Brett R. Howard, Esq. Engineer Trial Attorney U.S. Army Engineer District, Louisville |
| | James J. Irvine, Esq. Engineer Trial Attorney U.S. Army Engineer District, Omaha |
| | Cara M. Mroczek, Esq. Engineer Trial Attorney U.S. Army Engineer District, Middle East |

Winchester, VA

ORDER OF DISMISSAL

The dispute has been settled. The appeals are dismissed with prejudice.

Dated: September 17, 2024

JAMES R. SWEET
Administrative Judge
Armed Services Board
of Contract Appeals

I certify that the foregoing is a true copy of the Order of Dismissal of the Armed Services Board of Contract Appeals in ASBCA Nos. 63114, 63662, Appeals of Shimmick Construction Company, Inc., rendered in conformance with the Board's Charter.

Dated: September 17, 2024

PAULLA K. GATES-LEWIS

for sammy D. alilot

Recorder, Armed Services Board of Contract Appeals