

CENTEX BATESON CONSTRUCTION  
COMPANY, INC.

CONTRACT NO. V101DC0086

**VABCA-4908**

VA MEDICAL CENTER  
DALLAS, TEXAS

*Gerald E. Gosch, Esq.*, McClintock, Weston, Benshoof, Rochefort, Rubalcava & MacCuish, LLP, Los Angeles, California, for the Appellant.

*Patrick J. LaMoure, Esq.*, Trial Attorney; *Charlma Jones, Esq.*, Deputy Assistant General Counsel; and *Phillipa L. Anderson, Esq.*, Assistant General Counsel, Washington, D.C., for the Department of Veterans Affairs.

### **ORDER DISMISSING APPEAL WITHOUT PREJUDICE**

1. On August 29, 1996, the Board received a request for dismissal from the Appellant. The request states that the Appellant is seeking a suspension of further processing in the above-cited appeal and that the Government joined in the request.
2. Accordingly, the appeal of Centex Bateson Construction Company, Inc., VABCA - 4908, is hereby Dismissed Without Prejudice pursuant to Rule 30.
3. Either party may move at any time within three years to reinstate this appeal to the active docket provided it simultaneously furnishes the Board a proposed schedule for bringing the matter to hearing.

### **IT IS SO ORDERED**

DATE: **August 30, 1996**

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GUY H. MCMICHAEL III  
Chief Administrative Judge