

SCHNEIDER RESTORATIONS, INC.

CONTRACT NO. V542C-492

VABCA-5601E

VA MEDICAL CENTER
COATESVILLE, PENNSYLVANIA

Anthony P. Krzywicki, Esq., Krzywicki & Associates., New Hope, Pennsylvania, for the Appellant.

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

ORDER DISMISSING EAJA APPLICATION

1. On December 7, 1998, the Board received Appellant's application for attorney fees and expenses in connection with VABCA-5601. We forwarded the application to the Government for its Answer.
2. The Government now advises that the parties have reached an agreement concerning the appropriate fees and expenses incurred by the Appellant, with due consideration for the limits imposed by the EAJA. The Government will pay the Appellant the sum of \$4,250 in full consideration and for which Appellant will release the Government from any further such claims relating to the captioned appeal.
3. Accordingly, the award of fees and expenses appearing to be reasonable and in accordance with the statute, this application is Dismissed With Prejudice, subject to reinstatement only if the terms of the agreement are not effectuated.

It Is So Ordered

Date: **January 21, 1998**

James K. Robinson
Administrative Judge