

Board of Contract Appeals

General Services Administration
Washington, D.C. 20405

DISMISSED WITH PREJUDICE: July 10, 2001

GSBCA 15561

ABILITY ENTERPRISES,

Appellant,

v.

GENERAL SERVICES ADMINISTRATION,

Respondent.

Carl J. Williams, Owner of Ability Enterprises, Oklahoma City, OK, appearing for Appellant.

Mark R. Warnick, Office of Regional Counsel, General Services Administration, Kansas City, MO, counsel for Respondent.

GOODMAN, Board Judge.

ORDER

On March 30, 2001, appellant filed its appeal with the Board in connection with a contract with the General Services Administration (GSA). Appellant contracted to construct a fitness room in the basement of the United States Courthouse in Wichita, Kansas. The contracting officer issued appellant a notice to proceed prior to receiving security clearance results. Appellant proceeded to honor the contract. The contracting officer received unfavorable security clearance results and issued appellant a letter rejecting its bid. GSA and appellant have reached an amicable resolution in this matter. Appellant now requests its appeal be dismissed with prejudice.

Accordingly, the appeal is **DISMISSED WITH PREJUDICE**. Rule 128.

ALLAN H. GOODMAN
Board Judge