



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: July 11, 2007

CBCA 111-FCIC, 114-FCIC

In the Matter of RAIN AND HAIL INSURANCE SERVICE, INC.
and RAIN AND HAIL L.L.C.
(In re: 2000 CROP YEAR SUGAR BEETS)

Bruce B. Green and Frank W. Pechacek, Jr. of Willson & Pechacek, P.L.C., Council Bluffs, IA, counsel for Appellant.

Donald A. Brittenham, Jr., Office of the General Counsel, Department of Agriculture, Washington, DC, counsel for Federal Crop Insurance Corporation.

VERGILIO, Board Judge.

ORDER

By notices of appeal of May 30 and August 31, 2001, Rain and Hail Insurance Service, Inc. and Rain and Hail L.L.C. (collectively here referred to as the insurance company) disputed actions arising under a Standard Reinsurance Agreement (SRA) with the Federal Crop Insurance Corporation (FCIC). The dispute involves actions of the Acting Administrator of the Risk Management Agency (RMA) at the Department of Agriculture, regarding bulletins MGR-01-010 and MGR-01-010.1, and relates to insurance and reinsurance for 2000 crop year sugar beets.

These disputes, timely filed before the Department of Agriculture Board of Contract Appeals, now are properly before this Board. 72 Fed. Reg. 31,437-38 (June 7, 2007). On June 10, 2007, the Board received from the insurance company a request that these matters be dismissed with prejudice with each party to bear its own costs and attorney fees. The request indicates that it is made pursuant to an agreement between the parties.

Pursuant to the request, these cases are **DISMISSED WITH PREJUDICE.**

JOSEPH A. VERGILIO
Board Judge