



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITHOUT PREJUDICE: July 29, 2009

CBCA 973, 1189

CAROTEX CONSTRUCTION, INC.,

Appellant,

v.

GENERAL SERVICES ADMINISTRATION,

Respondent.

Victor Blackmon, President of Carotex Construction, Inc., Franklin, TX, appearing for Appellant.

Thomas Y. Hawkins, Heather R. Cameron, and Leigh Erin S. Izzo, Office of General Counsel, General Services Administration, Washington, DC, counsel for Respondent.

DANIELS, Board Judge (Chairman).

ORDER

Carotex Construction, Inc. (Carotex) filed two appeals concerning the General Services Administration's termination for default of a contract for the lease of office and related space in a building to be constructed in Laurel, Mississippi. In CBCA 973, Carotex challenged the termination itself; in CBCA 1189, it challenged the contracting officer's denial of its claim for damages in the amount of \$1,520,632.20 resulting from the termination.

On July 29, 2009, Carotex filed the following statement: "Due to economic circumstances Carotex is hereby withdrawing [these appeals] without prejudice."

Accordingly, the appeals are **DISMISSED WITHOUT PREJUDICE.**

STEPHEN M. DANIELS
Board Judge