

MATTIE & O'BRIEN

CONTRACT NO. V523C-1242

VABCA-7007

VA MEDICAL CENTER
WEST ROXBURY, MASSACHUSETTS

Leo S. McNamara, Esq., McNamara & Flynn, P.A., Boston,
Massachusetts, for the Appellant.

Anna C. Maddan, Esq., Government Trial Attorney, Moreno Valley,
California; *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 OF DISMISSAL
(Rule 12.2)**

A telephone conference was convened at 10:00 a.m. on Thursday, October 16, 2003. At the commencement of the conference, the parties' counsels jointly requested that the conference be deferred until 10:30 a.m. on Friday, October 17, 2003, to allow the parties additional time to conclude ongoing settlement discussions. During the afternoon of October 16, 2003, the Board was notified that the parties had reached a settlement. The parties are expected to promptly execute a formal settlement agreement. An Order of Judgment is not expected to

be necessary. Accordingly, the appeal of Mattie & O'Brien, VABCA-7007, is hereby dismissed with prejudice, subject to reinstatement in the event the settlement is not effectuated.

IT IS SO ORDERED

DATE: **October 17, 2003**

MORRIS PULLARA, JR.
Administrative Judge
Vice Chairman