DISMISSED WITH PREJUDICE: January 4, 2017

CBCA 5490

NUCKLES OIL COMPANY, INC. d/b/a MERIT OIL,

Appellant,

v.

DEPARTMENT OF AGRICULTURE,

Respondent.

Amar M. Hatti of Fullerton, Lemann, Schaefer & Dominick, LLP, San Bernardino, CA, counsel for Appellant.

Marnie G. Ganotis, Office of the General Counsel, Department of Agriculture, San Francisco, CA, counsel for Respondent.

GOODMAN, Board Judge.

<u>ORDER</u>

The Board is in receipt of appellant's motion to dismiss this matter. Accordingly, the appeal is **DISMISSED WITH PREJUDICE**.

ALLAN H. GOODMAN Board Judge