



UNITED STATES  
CIVILIAN BOARD OF CONTRACT APPEALS

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GRANTED IN PART: December 16, 2014

CBCA 2947

XEROX CORPORATION,

Appellant,

v.

DEPARTMENT OF HEALTH AND HUMAN SERVICES,

Respondent.

Jonathan S. Aronie, Louis D. Victorino, and Ryan E. Roberts of Sheppard, Mullin, Richter & Hampton LLP, Washington, DC, counsel for Appellant.

Jason A. Blindauer and Christopher M. Johnson, Office of the General Counsel, Department of Health and Human Services, Washington, DC, counsel for Respondent.

Before Board Judges **GOODMAN**, **DRUMMOND**, and **SHERIDAN**.

**DRUMMOND**, Board Judge.

The above-captioned appeal was filed on August 24, 2012, and involves a certified claim by Xerox for unpaid invoices.

On December 12, 2014, the parties filed a joint motion for entry of decision by stipulation, which states in relevant part:

As of December 11, 2014, the parties reached a settlement regarding Xerox's appealed claim;

By executing their Settlement Agreement and filing this Motion, the parties hereby stipulate to a Decision by the Board awarding eighty six thousand, six hundred and twenty two dollars, and forty cents (\$86,622.40) to Xerox, as payee; and

The parties further stipulate as follows: (a) they will not seek reconsideration of, or relief from, the Board's decision; (b) they will not appeal the decision; and (c) they understand that the Board's decision pursuant to this joint motion is an adjudication of the case on the merits.

#### Decision

Pursuant to the agreement of the parties and Rule 25(b), the Board adopts the parties' joint motion for entry of decision by stipulation, and in accordance with the parties' settlement agreement, the Board enters judgement as requested. This appeal is **GRANTED IN PART** in the amount of \$86,622.40, inclusive of interest and costs, to be paid in accordance with 31 U.S.C. § 1304 (2012).

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JEROME M. DRUMMOND  
Board Judge

We concur:

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ALLAN H. GOODMAN  
Board Judge

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PATRICIA J. SHERIDAN  
Board Judge