



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

GRANTED: July 2, 2014

CBCA 3730

GOVERNMENT PROPERTIES INCOME TRUST LLC,

Appellant,

v.

GENERAL SERVICES ADMINISTRATION,

Respondent.

Robert C. MacKichan, Jr. and Jacob W. Scott of Vedder Price, Washington, DC, counsel for Appellant.

Dalton F. Phillips, Office of General Counsel, General Services Administration, Washington, DC, counsel for Respondent.

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

STERN, Board Judge.

On February 18, 2014, the Board received a notice of appeal from Government Properties Income Trust LLC (appellant) concerning unpaid maintenance bills pertaining to several leases with the General Services Administration (GSA). GSA leased space from and conceded that it owed money to appellant, but had insufficient funds to pay the amounts due.

Having resolved the dispute and all actual or future claims under the contract, the parties agreed upon a stipulated judgement. The Government shall pay the contractor \$371,985.35 plus interest in accordance with the Prompt Payment Act, 31 U.S.C. § 3902 (2012), in accordance with the chart attached hereto as Exhibit 1, plus interest under the Contract Disputes Act, 41 U.S.C. § 7109, commencing on March 18, 2013. The parties will not seek reconsideration of, or relief from the Board's decision, and will not appeal the decision. The parties note that the Government shall utilize the permanent indefinite judgment fund. 31 U.S.C. § 1304.

Decision

Accordingly, the Board **GRANTS** the appeal. The contractor is to receive \$371,985.35 plus applicable interest in accordance with the foregoing.

JAMES L. STERN
Board Judge

We concur:

JEROME M. DRUMMOND
Board Judge

PATRICIA J. SHERIDAN
Board Judge