



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

GRANTED IN PART: April 5, 2017

CBCA 5146

MOTIR SERVICES, INC.,

Appellant,

v.

GENERAL SERVICES ADMINISTRATION,

Respondent.

Marques O. Peterson, Vedder Price P.C., Washington, DC, counsel for Appellant.

Jay Bernstein, Office of General Counsel, General Services Administration, Washington, DC, counsel for Respondent.

Before Board Judges **DANIELS** (Chairman), **SULLIVAN**, and **RUSSELL**.

RUSSELL, Board Judge.

Pursuant to the Contract Disputes Act, 41 U.S.C. §§ 7101-7109 (2012), appellant, Motir Services, Inc. (Motir), appealed from a deemed denial by respondent, General Services Administration (GSA), of Motir's claim for payment of costs related to the GSA's election to terminate for convenience contract no. GS-11P-09-YT-C-0497. The appeal was docketed as CBCA 5146.

On April 4, 2017, the parties filed a joint stipulation for entry of final judgment and joint certificate of finality, which stated in relevant part:

Appellant, Motir Services, Inc. ("Motir"), and Respondent, the General Services Administration ("GSA"), hereby stipulate to the award of \$202,165.00 to Motir in CBCA Docket No. 5146. Accordingly, Motir and

GSA jointly request that the Board enter final judgment in favor of Motir in CBCA No. 5146 in the amount of \$202,165.00.

The parties stipulate that, upon entry of the requested final judgment, all disputes, claims, counterclaims and issues related to CBCA No. 5146 will be fully and finally resolved. Motir and GSA certify that they shall not seek review or reconsideration of the requested final judgment, and that they waive their rights to reconsideration under Rule 26, their rights to relief from judgment under Rule 27, and their rights to appeal the decision.

Decision

The appeal is **GRANTED IN PART**. Respondent shall pay to Motir the sum of \$202,165 in accordance with the parties' joint stipulation and certificate.

BEVERLY M. RUSSELL
Board Judge

We concur:

STEPHEN M. DANIELS
Board Judge

MARIAN E. SULLIVAN
Board Judge