



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

GRANTED IN PART: August 22, 2011

CBCA 2085

MLB TRANSPORTATION COMPANY, INC.,

Appellant,

v.

DEPARTMENT OF VETERANS AFFAIRS,

Respondent.

James E. Rambeau of The Rambeau Law Group, P.C., Norcross, GA, counsel for Appellant.

Harold W. Askins III and Patricia Anne Hooks, Office of Regional Counsel, Department of Veterans Affairs, Decatur, GA; and Natica C. Neely, Office of Regional Counsel, Department of Veterans Affairs, Jackson, MS, counsel for Respondent.

Before Board Judges **GILMORE**, **BORWICK**, and **GOODMAN**.

GOODMAN, Board Judge.

This appeal relates to a claim submitted by the appellant, MLB Transportation Company, Inc. (MLB), in connection with contract numbers V247P-1264 and V247P-0755 for transportation services to the Department of Veterans Affairs Medical Center in Atlanta, Georgia. On August 18, 2011, the parties filed a joint motion for judgment on stipulated settlement, stipulating to an award by this Board in favor of MLB in the amount of \$50,000 in full settlement of its claims under the instant appeal.

The parties have stipulated further that interest on such amount will begin to accrue thirty days after the Board's issuance of this decision, at the interest rate(s) published by the Secretary of the Treasury semi-annually for purposes of the Contract Disputes Act (CDA), 41 U.S.C. §§ 7101-7109, should payment not be made by that date. Finally, the parties have stipulated that neither party will seek reconsideration of, or relief from, the Board's decision and that neither party will appeal the Board's decision.

Decision

This appeal is **GRANTED IN PART**. In accordance with the parties' stipulation of settlement and joint motion, the Board awards the appellant the sum of \$50,000 for all claims under the appeal. Payment is to be made from the permanent indefinite judgment fund, 31 U.S.C. § 1304 (2006). Interest on said sum shall begin to accrue thirty days after issuance of this judgment order, at the interest rate(s) published by the Secretary of the Treasury semi-annually for purposes of the CDA, should payment of the award not have been made by that date, and shall be paid to the appellant together with the award.

ALLAN H. GOODMAN
Board Judge

We concur:

BERYL S. GILMORE
Board Judge

ANTHONY S. BORWICK
Board Judge