



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

GRANTED: May 24, 2012

CBCA 2834

MONSTER GOVERNMENT SOLUTIONS, LLC,

Petitioner,

v.

DEPARTMENT OF JUSTICE,

Respondent.

Jacob B. Pankowski and William M. Jack of Greenberg Traurig, LLP, Washington, DC, counsel for Petitioner.

Morton J. Posner and Barry C. Hansen, Office of General Counsel, Justice Management Division, Department of Justice, Washington, DC, counsel for Respondent.

Before Board Judges **DANIELS** (Chairman), **VERGILIO**, and **STEEL**.

DANIELS, Board Judge.

Monster Government Solutions, LLC (MGS), petitions the Board to direct a Department of Justice (DOJ) contracting officer to issue a decision no later than June 4, 2012, with regard to MGS's October 6, 2011, certified claim in the amount of \$512,009.63 under a contract and delivery order for the provision of an automated personnel recruiting system. In response, DOJ states that the contracting officer "will issue a decision no later than June 4, 2012."

The Contract Disputes Act provides that when in receipt of a certified claim in an amount greater than \$100,000, a contracting officer shall, within sixty days, either issue a

decision on the claim or notify the contractor of the time within which a decision will be issued. 41 U.S.C. § 7103(f)(2) (West Supp. 2011). If the contracting officer chooses the second of these alternatives, his decision “shall be issued within a reasonable time, in accordance with regulations prescribed by the agency, taking into account such factors as the size and complexity of the claim and the adequacy of information in support of the claim provided by the contractor.” *Id.* § 7103(f)(3). The statute also provides that “[a] contractor may request the tribunal concerned to direct a contracting officer to issue a decision in a specified period of time, as determined by the tribunal concerned, in the event of undue delay on the part of the contracting officer.” *Id.* § 7103(f)(4).

Given that the petition is not opposed by DOJ, the Board **GRANTS** it. We direct the contracting officer to issue a decision on the claim no later than June 4, 2012.

STEPHEN M. DANIELS
Board Judge

We concur:

JOSEPH A. VERGILIO
Board Judge

CANDIDA S. STEEL
Board Judge