



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

April 10, 2013

CBCA 3047-FEMA

In the Matter of PLAQUEMINES PARISH GOVERNMENT

Michael G. Gaffney of Hurndon & Gaffney, New Orleans, LA, counsel for Applicant.

Mark DeBosier, State Coordinating Officer, and William J. Patrigo, Appeals Specialist, Governor's Office of Homeland Security and Emergency Preparedness, Baton Rouge, LA, appearing for Grantee.

George M. Cotton, Office of Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, Baton Rouge, LA; and Brock Pierson, Office of Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, Washington, DC, counsel for Federal Emergency Management Agency.

Before the Arbitration Panel consisting of Board Judges **BORWICK**, **GOODMAN**, and **McCANN**.

The sheet pile wall located in Empire, Louisiana, which is owned and operated by the Plaquemines Parish, Louisiana, Government was severely damaged by wind and flooding when Hurricane Katrina struck the Gulf Coast in August 2005. Subsequently, the Federal Emergency Management Agency (FEMA) prepared project worksheet 8626 to address the repair of the disaster-related damage on the sheet pile wall. However, the Plaquemines Parish Government disagreed with FEMA's determinations and filed a request for arbitration before this Board challenging those determinations. On April 13, 2013, the parties entered into an arbitration agreement in this case that is a final resolution and satisfaction of any and all claims, disputes, demands, rights, and causes of action whatsoever.

Accordingly, the case is dismissed with prejudice.

R. ANTHONY McCANN
Board Judge

ANTHONY S. BORWICK
Board Judge

ALLAN H. GOODMAN
Board Judge