



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

GRANTED: August 16, 2016

CBCA 5405-ISDA

BRISTOL BAY NATIVE ASSOCIATION,

Appellant,

v.

DEPARTMENT OF THE INTERIOR

Respondent.

Lloyd B. Miller of Sonosky, Chambers, Sachse, Miller & Munson, LLP, Anchorage, AK, counsel for Appellant.

James L. Weiner and Sabrina A. McCarthy, Office of the Solicitor, Department of the Interior, Washington, DC, counsel for Respondent.

Before Board Judges **DRUMMOND**, **ZISCHKAU**, and **BEARDSLEY**

BEARDSLEY, Board Judge.

On July 15, 2016, appellant, Bristol Bay Native Association (BBNA), appealed the denial of its claim in the amount of \$369,728, plus interest, by respondent, the Department of the Interior, pursuant to the Contract Disputes Act, 41 U.S.C. §§ 7101-7109 (CDA), and the Indian Self-Determination and Education Assistance Act, 25 U.S.C. §§ 450-458ddd-2 (ISDA). By order dated July 20, 2016, the Board stayed the proceedings until September 16, 2016.

On August 2, 2016, pursuant to Board Rule 25(b) (48 CFR 6101.25(b) (2015)), the parties filed a joint stipulation and motion for judgment requesting entry of judgment in favor of appellant in the amount of \$369,728, plus interest, on appellant's claim for damages. The joint stipulation and motion state in relevant part:

[T]he parties respectfully move the Board to enter judgment in favor of BBNA in the amount of **\$369,728.00**, plus interest from September 19, 2012, to the date of payment, as provided for by law, on BBNA's claim for damages for unpaid contract support costs for fiscal year 2009, on the following terms:

1. Each party shall bear its own costs, expenses, and attorney's fees for this appeal.
2. The parties will not seek reconsideration of, or relief from, the Board's judgment and they will not appeal the judgment.

Decision

Pursuant to the parties' joint stipulation and motion for judgment, the Board **GRANTS** the appeal. Appellant is awarded a total of \$369,728, plus interest from September 19, 2012, to the date of payment, as provided for by law.

ERICA S. BEARDSLEY
Board Judge

We concur:

JEROME M. DRUMMOND
Board Judge

JONATHAN D. ZISCHKAU
Board Judge