



UNITED STATES  
CIVILIAN BOARD OF CONTRACT APPEALS

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October 11, 2018

CBCA 6205-TRAV

In the Matter of LAWRENCE G. CAIN

Lawrence G. Cain, North Hampton, NH, Claimant.

Anne M. Schmitt-Shoemaker, Deputy Director, Finance Center, United States Army Corps of Engineers, Millington, TN, appearing for Department of the Army.

**LESTER**, Board Judge.

On July 10, 2018, the Finance Center, United States Army Corps of Engineers, sent a demand letter to claimant, Lawrence G. Cain, indicating that the agency had previously reimbursed him \$352 for meals and incidental expenses (M&IE) during official travel to which he was not entitled and that, unless he repaid that amount plus interest and an administrative fee within thirty days, the agency would utilize collection procedures to obtain reimbursement. After Mr. Cain challenged the agency's reimbursement request to the Board, the agency informed the Board that, even though it had collected the disputed debt through an administrative offset, it was cancelling the bill, and Mr. Cain, although he has not withdrawn his claim, has notified us that the agency has restored the money in dispute and that he is satisfied with the agency's action. "Whenever, during the course of litigation it develops that the relief sought has been granted or that the questions originally in controversy between the parties are no longer at issue, the case should be dismissed' as moot because tribunals 'will not entertain or proceed with a cause merely to determine abstract propositions of law.'" *Ruth C. Rodriguez*, CBCA 5152-RELO, 16-1 BCA ¶ 36,276, at 176,929-30

(quoting *CW Government Travel, Inc. v. United States*, 46 Fed. Cl. 554, 557 (2000)). Here, nothing remains for us to decide. We dismiss Mr. Cain's claim as moot.

*Harold D. Lester, Jr.*  
HAROLD D. LESTER, JR.  
Board Judge