



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

GRANTED IN PART: December 21, 2018

CBCA 5344

CAULDWELL WINGATE COMPANY, LLC,

Appellant,

v.

GENERAL SERVICES ADMINISTRATION,

Respondent.

Stephen B. Hurlbut, John M. Neary, and Daniel R. Miktus of Akerman LLP, Washington, DC, counsel for Appellant.

Richard O. Hughes, Elyssa Tanenbaum, and Alexander C. Vincent, General Services Administration, Washington, DC, counsel for Respondent.

Before Board Judges **SOMERS** (Chair), **DRUMMOND**, and **SULLIVAN**.

SULLIVAN, Board Judge.

On December 20, 2018, the parties submitted to the Board a joint motion for entry of a stipulated judgment. The parties requested that the Board enter judgment in the amount of \$9,850,000.00, with payment to be made through the judgment fund administered by the United States Department of the Treasury in accordance with 31 U.S.C. § 1304 (2012). The judgment amount is inclusive of interest under the Contract Disputes Act through the date of this order. 41 U.S.C. § 7109. The parties have agreed that they will not seek appeal of, reconsideration of, or relief from the Board's decision and that each party will be responsible for its costs, attorney fees, and expenses incurred in the litigation of this appeal.

Decision

The Board **GRANTS IN PART** the appeal. In accordance with the parties' joint motion, the Board awards appellant, Cauldwell Wingate Company, LLC, the stipulated judgment amount of \$9,850,000.00.

Marian E. Sullivan
MARIAN E. SULLIVAN
Board Judge

We concur:

Jeri Kaylene Somers
JERI KAYLENE SOMERS
Board Judge

Jerome M. Drummond
JEROME M. DRUMMOND
Board Judge