



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

GRANTED IN PART: August 9, 2019

CBCA 5514

BES DESIGN/BUILD, LLC,

Appellant,

v.

DEPARTMENT OF VETERANS AFFAIRS,

Respondent.

David H. Horton, Daphne, AL, counsel for Appellant.

David G. Fagan, Office of General Counsel, Department of Veterans Affairs, Portland, OR, counsel for Respondent.

Before Board Judges **SOMERS** (Chair), **BEARDSLEY**, and **SHERIDAN**.

SOMERS, Board Judge.

On August 5, 2019, the parties submitted to the Board a joint motion for a stipulated award. The parties request that the Board enter judgment in the amount of \$253,981.39, with payment to be made through the permanent indefinite judgment fund in accordance with 31 U.S.C. § 1304 (2012). The amount includes any costs, interest, and attorney fees to which appellant, BES Design/Build, LLC, may be entitled. The parties have agreed that they will not seek appeal of, reconsideration of, or relief from the Board's decision.

Decision

The Board **GRANTS IN PART** this appeal. In accordance with the parties' joint motion, the Board awards BES Design/Build, LLC, the stipulated judgment amount of \$253,981.39.

Jeri Kaylene Somers
JERI KAYLENE SOMERS
Board Judge

We concur:

Erica S. Beardsley
ERICA S. BEARDSLEY
Board Judge

Patricia J. Sheridan
PATRICIA J. SHERIDAN
Board Judge