



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

GRANTED IN PART: June 24, 2021

CBCA 6328, 6975

ROBERT F. HYLAND & SONS, LLC,

Appellant,

v.

DEPARTMENT OF VETERANS AFFAIRS,

Respondent.

Kevin M. Cox of Camardo Law Firm, P.C., Auburn, NY, counsel for Appellant.

Hank W. Askins, III, Office of General Counsel, Department of Veterans Affairs, Charleston, SC; and David G. Fagan, Office of General Counsel, Department of Veterans Affairs, Portland, OR, counsel for Respondent.

Before Board Judges **RUSSELL**, **SHERIDAN**, and **SULLIVAN**.

RUSSELL, Board Judge.

On June 17, 2021, the parties filed a joint motion for judgment on a stipulated settlement pursuant to which they move the Board for judgment in favor of appellant, Robert F. Hyland & Sons, LLC (Hyland), in the amount of nine hundred thousand dollars (\$900,000), to be paid from the judgment fund, 31 U.S.C. § 1304 (2018). Pursuant to the parties' settlement agreement, Hyland waives any further right it may have to claim for recovery of interest or for attorney fees, costs, and expenses it may have incurred in conjunction with the above-captioned appeals. Further, consistent with Rule 25(b) (48 CFR 6101.25(b) (2020)), the parties, in their motion, state that neither will seek reconsideration of or relief from the Board's decisions under Rule 26 and 27, and neither will appeal the Board's decision.

Decision

Pursuant to the parties' joint motion, the Board **GRANTS** the appeal **IN PART**. Appellant is awarded a total of \$900,000. Payment may be made from the judgment fund, 31 U.S.C. § 1304.

Beverly M. Russell

BEVERLY M. RUSSELL
Board Judge

We concur:

Patricia J. Sheridan

PATRICIA J. SHERIDAN
Board Judge

Marian E. Sullivan

MARIAN E. SULLIVAN
Board Judge