



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

January 6, 2022

CBCA 7274-DBT

In the Matter of KEVIN B.

Kevin B., Petitioner.

Ashley Crump, Office of General Counsel, General Services Administration, Atlanta, GA, appearing for General Services Administration.

CHADWICK, Board Judge.

The Board docketed this debt relief petition on December 15, 2021, and then conducted a “paper hearing” under 41 CFR 105-57.005(b)(4) (2021). The petitioner requested a hearing “ASAP.” We afforded the petitioner an opportunity to add documents to the record—initially by a deadline of December 27, 2021, which we extended to January 3, 2022, after receiving nothing from the petitioner—but neither he nor the agency filed anything after the petition. The Board now concludes the hearing on the written record.

We deny the petition. The agency “ha[s] the burden of establishing the existence and/or amount of the debt.” 41 CFR 105-57.005(f)(1). The agency meets its burden. The General Services Administration (GSA) auction form that starts at PDF page 36 of the Board’s docketing notice and the contract correspondence from March 2020 starting at PDF page 15 of the docketing notice are evidence that a person with the petitioner’s name and Social Security number won a GSA auction but did not pay for the item and incurred \$325 in liquidated damages, plus applicable late payment charges, under the auction sale contract.

The petitioner had an opportunity under 41 CFR 105-57.005(f)(2) to challenge or contradict this evidence, but he did not try to do so. We find that the debt to the Government exists in the claimed amount, which was \$540.29 at the time of the hearing request.

The petitioner did not “present evidence that the terms of the repayment schedule are unlawful [or] would cause a financial hardship to the debtor, or that collection of the debt may not be pursued due to operation of law.” 41 CFR 105-57.005(f)(2).

Decision

The petition is denied.

Kyle Chadwick
KYLE CHADWICK
Board Judge