



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

GRANTED IN PART: August 17, 2026

CBCA 8320

HENSEL PHELPS CONSTRUCTION CO.,

Appellant,

v.

GENERAL SERVICES ADMINISTRATION,

Respondent.

Todd R. Metz and Brian R. Dugdale of Varela, Lee, Metz & Guarino, LLP, Tysons Corner, VA, counsel for Appellant.

Alexander C. Vincent, Office of General Counsel, General Services Administration, Washington, DC, counsel for Respondent.

Before Board Judges **ZISCHKAU**, **VOLK**, and **NEWSOM**.

ZISCHKAU, Board Judge.

On August 6, 2026, appellant, Hensel Phelps Construction Co., and respondent, General Services Administration (GSA), filed a joint motion requesting the entry of a stipulated judgment in the amount of \$2,416,808.94 to be paid to Hensel Phelps as follows: (1) \$350,000 from available, appropriated funds of GSA; and (2) \$2,066,808.94 from the permanent, indefinite judgment fund, in accordance with 31 U.S.C. § 1304 (2024), Board Rule 31 (48 CFR 6101.31 (published in eCFR)), and 31 CFR part 256 (2025). The parties further stipulate that: (1) the judgment amount is inclusive of interest under the Contract Disputes Act (CDA), 41 U.S.C. § 7109, through the date of this stipulated award decision; (2) upon entry of the final stipulated award, all disputes, claims, counterclaims, and issues

that were or could have been litigated in CBCA 8320 are fully and finally settled and resolved; (3) Hensel Phelps waives any right that it may have to recover attorney fees, costs, and expenses that it may have incurred in conjunction with this appeal; and (4) the parties will not seek reconsideration of, seek relief from, or appeal the Board's entry of judgment awarding the stipulated amount to Hensel Phelps.

Decision

The appeal is **GRANTED IN PART**. GSA shall pay \$2,416,808.94 (inclusive of any CDA interest accrued to date) to Hensel Phelps in full settlement of CBCA 8320, according to the stipulations above, with additional CDA interest running from the date of this judgment until the payment date. The Board commends the parties on the successful resolution of this matter.

Jonathan D. Zischkau
JONATHAN D. ZISCHKAU
Board Judge

We concur:

Daniel B. Volk
DANIEL B. VOLK
Board Judge

Elizabeth W. Newsom
ELIZABETH W. NEWSOM
Board Judge