



UNITED STATES  
CIVILIAN BOARD OF CONTRACT APPEALS

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GRANTED IN PART: March 22, 2016

CBCA 4698

JAMES A. CUMMINGS, INC.,

Appellant,

v.

DEPARTMENT OF VETERANS AFFAIRS,

Respondent.

Herman M. Braude of Braude Law Group, P.C., Washington, DC; and Jason D. McLarry of Troutman Sanders LLP, Atlanta, GA, counsel for Appellant.

Benjamin M. Diliberto, Charlma Quarles, and Stacey North-Willis, Office of General Counsel, Department of Veterans Affairs, Washington, DC, counsel for Respondent.

Before Board Judges **DANIELS** (Chairman), **DRUMMOND**, and **KULLBERG**.

**KULLBERG**, Board Judge.

On March 18, 2016, the parties submitted to the Board executed copies of a joint motion for judgment on stipulated settlement. The parties requested that the Board enter judgment in the amount of \$1,425,000, with payment to be made through the judgment fund in accordance with 31 U.S.C. § 1304 (2012) and 41 U.S.C. § 7108. Rule 25(b) (48 CFR 6101.25(b) (2015)). 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. The Government shall pay appellant the sum of \$1,425,000. Payment shall be made from the judgment fund. 31 U.S.C. § 1304; 41 U.S.C. § 7108.

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H. CHUCK KULLBERG  
Board Judge

We concur:

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STEPHEN M. DANIELS  
Board Judge

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JEROME M. DRUMMOND  
Board Judge