

PROGRESSIVE ELECTRONICS, INC.

CONTRACT NO. V589C-533

VABCA-4762-4764

VA MEDICAL CENTER
KANSAS CITY, MISSOURI

Thomas M. Moore, Esq. and *Darcy V. Hennessy, Esq.*, Moore, Brower, Hennessy & Freeman, P.C., Kansas City, Missouri, for the Appellant.

Janet R. Lemons, Esq., Trial Attorney; *Charlma O. Jones, Esq.*, Deputy Assistant General Counsel; and *Phillipa L. Anderson, Esq.*, Assistant General Counsel, Washington, D.C., for the Department of Veterans Affairs.

ORDER ENTERING JUDGMENT

1. On November 19, 1997, the Department of Veterans Affairs and Appellant jointly requested that the Board issue an Order of Judgment in the captioned appeals in accordance with the terms of the SETTLEMENT AGREEMENT enclosed therewith, which was finally executed on November 19, 1997.
2. In the SETTLEMENT AGREEMENT the parties recite that they have reached a resolution of the disputes in VABCA-4762-4764 and jointly move the Board for an order entering judgment in favor of Progressive Electronics, Inc., in the amount of \$65,000, which amount represents a complete and equitable adjustment of these appeals and includes all costs, both direct and indirect, including interest and attorney fees. The parties also agree to dismissal of these appeals with prejudice.
3. Inasmuch as the parties have reached agreement in these appeals, their request is GRANTED. The Appellant is found entitled to the payment of \$65,000 pursuant to the terms and conditions of the SETTLEMENT AGREEMENT entered into by the parties and the appeals are hereby dismissed with prejudice.

IT IS SO ORDERED

DATE: **December 1, 1997**

MORRIS PULLARA, JR.
Administrative Judge