

CADDELL CONSTRUCTION  
COMPANY, INC.

CONTRACT NO. V101BC-0053

VABCA-4817

VA MEDICAL CENTER  
ATLANTA, GEORGIA

*William E. Dorris*, Esq., Smith, Currie & Hancock, Atlanta, Georgia, for the Appellant.

*Paul A. Embroski*, Esq., Trial Attorney; *Phillipa L. Anderson*, Esq., Assistant General Counsel, Washington, D.C., for the Department of Veterans Affairs.

ORDER ENTERING JUDGMENT

1. On April 18, 1996, the Department of Veterans Affairs and Appellant filed a JOINT MOTION FOR JUDGMENT ON STIPULATED SETTLEMENT. The motion encloses a SETTLEMENT AGREEMENT finally executed on April 16, 1996, entered into by the parties concerning VABCA-4817.
2. The parties recite that they have reached "amicable resolution" of the issues which are the subject of VABCA-4817 and jointly move that the Board enter Judgment in the amount of \$41,400. The SETTLEMENT AGREEMENT further provides that interest will be paid in accordance with the Contract Disputes Act of 1978, 41 U.S.C. § 601-613, from August 5, 1994. The JOINT MOTION also states that "the Appellant waives any right it may have to make any claim for recovery of attorneys fees and expenses under the Equal Access to Justice Act."
3. Inasmuch as the parties have stipulated the equitable adjustments due the Caddell Construction Company, Inc. in VABCA-4817, their JOINT MOTION FOR JUDGMENT ON STIPULATED SETTLEMENT is GRANTED. Appellant is found entitled to \$41,400 plus interest pursuant to the terms and conditions of the SETTLEMENT AGREEMENT entered into by the parties.

IT IS SO ORDERED

DATE: April 19, 1996

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GUY H. MCMICHAEL III  
Chief Administrative Judge