

THE CLARK CONSTRUCTION
GROUP, INC.

CONTRACT NO. V101BC-0036

VABCA-4839

VA MEDICAL CENTER
WEST PALM BEACH, FLORIDA

Axel Bolvig, III, Esq., Bradley, Arant, Rose & White, LLP, Birmingham, Alabama,
for the Appellant.

Kenneth B. MacKenzie, Esq., Trial Attorney; *Charlma J. Quarles, 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 March 1, 1999, the Respondent, Department of Veterans Affairs and the Appellant, Clark Construction Group, Inc. in the above-referenced appeal filed a Joint Motion For Judgment On Stipulated Settlement. The Motion encloses a Stipulation of Settlement, executed on February 26, 1999, entered into by the parties concerning VABCA-4839.
2. The parties recite that they have entered into a Stipulation of Settlement in the above-referenced appeal and jointly move that the Board enter Judgment in the amount of \$975,000, plus interest in accordance with *the Contract Disputes Act of 1978*, 41 U.S.C § 601-613, commencing November 21, 1995, the date the contracting officer received Appellant's certified claim. Additionally, the Appellant waives any right it may have to make any claim for recovery of attorney fees and expenses under the *Equal Access to Justice Act*.
3. Inasmuch as the parties have stipulated the equitable adjustment due the Clark Construction Group, Inc. in VABCA-4839, their Joint Motion For Judgment On Stipulated Settlement is **Granted**. Appellant is found entitled to \$975,000 pursuant to the terms and conditions of the Stipulation Of Settlement entered into by the parties.

It Is So Ordered

Date: **March 2, 1999**

Richard W. Krempasky
Administrative Judge