

AMERICAN IMAGING
SERVICES, INC.

CONTRACT NOS. V672P-2172 &
5263

VABCA 4842-4843 &

V672P-2196

VA MEDICAL CENTER
SAN JUAN, PUERTO RICO

Ronald G. Robey, Esq., Smith, Currie & Hancock, LLP, Atlanta, Georgia, for the Appellant.

Merilee D. Rosenberg, Esq., Trial Attorney; **Philip S. Kauffman, Esq.**, Deputy Assistant General Counsel; and **Phillipa L. Anderson, Esq.**, Assistant General Counsel, Washington, D.C., for the Department of Veterans Affairs.

ORDER OF JUDGMENT

1. The parties and their respective representatives and witnesses met with the undersigned Board member in an ADR negotiation session held in San Juan, Puerto Rico, on April 22, 1998. As a result of that session, the parties agreed to settle all outstanding issues related in any way to the three captioned appeals. The agreed amount to be paid by the Government to the Appellant includes all attorney fees and expenses as well as any interest previously accrued under any authorizing federal statute. The parties have reduced their agreement to writing and moved that the Board enter an Order Of Judgment consistent with the terms upon which they have agreed.
2. In return for each party's release of the other from any and all further liability arising from the performance of the two captioned Contracts, Nos. V672P-2172 and V672P-2196, the Government has agreed to pay, and the Appellant to accept, the total amount of \$445,000.00. The full amount is to be paid from the Government's Judgment Fund. The Government will use its best efforts to effectuate expedited payment, with the understanding that it will pay interest on the above amount in accordance with the *Contract Disputes Act of 1978*, for every day beyond the 60th day from April 22, 1998, that the settlement amount remains unpaid.
3. Accordingly, with respect to VABCA 4842-4843 and 5263, and subject to each party's full compliance with the terms of the settlement agreement, judgment is hereby rendered in favor of American Imaging Services, Inc., in the amount of \$445,000.00.

It Is So Ordered

Date: April 28, 1998

James K. Robinson

Administrative Judge