

THE CLARK CONSTRUCTION  
GROUP, INC.

CONTRACT NO. V101C-1574

**VABCA-5139, 5142, 5143, 5148,  
5151 & 5152**

VA MEDICAL CENTER  
PHILADELPHIA, PENNSYLVANIA

*Axel Bolving III, Esq.*, Bradley, Arant, Rose & White, Birmingham, Alabama, for the Appellant.

*Kenneth B. MacKenzie, Esq.*, Trial Attorney; *Charlma 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 January 17, 1997, the Department of Veterans Affairs and Appellant filed a JOINT MOTION FOR JUDGMENT ON STIPULATED SETTLEMENT. The motion encloses a STIPULATION OF SETTLEMENT finally executed on January 15, 1997, entered into by the parties concerning VABCA-5139, 5142, 5143, 5148, 5151 & 5152.

2. The parties recite that they have reached "amicable resolution" of the issues which are the subjects of VABCA5139, 5142, 5143, 5148, 5151 & 5152 and jointly move that the Board enter Judgment in the amount of \$665,000 which "includes all costs, both direct and indirect, including attorney's fees but not interest." The STIPULATION further provides that interest "will be paid in accordance with the Contract Disputes Act of 1978, 41 U.S.C. § 601-613, commencing September 15, 1993, the date the Contacting Officer received Appellant's certified claim."

3. Inasmuch as the parties have stipulated the equitable adjustments due The Clark Construction Group, Inc., in VABCA5139, 5142, 5143, 5148, 5151 & 5152, their JOINT MOTION FOR JUDGMENT ON STIPULATED SETTLEMENT is granted. Appellant is found entitled to \$665,000 plus interest pursuant to the terms and conditions of the STIPULATION OF SETTLEMENT entered into by the parties.

**IT IS SO ORDERED**

DATE: **January 21, 1997**

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GUY H. MCMICHAEL III  
Chief Administrative Judge