

ARMED SERVICES BOARD OF CONTRACT APPEALS

Appeal of -- )  
Rick Garcia Construction Company ) ASBCA No. 59296  
Under Contract No. W912PL-11-D-0051 )

APPEARANCES FOR THE APPELLANT: William L. Bruckner, Esq.  
Chelsey N. Del Testa, Esq.  
Bruckner Law Firm, APC  
San Diego, CA

APPEARANCES FOR THE GOVERNMENT: Thomas H. Gourlay, Jr., Esq.  
Engineer Chief Trial Attorney  
Burke S. Large, Esq.  
John F. Bazan, Esq.  
Engineer Trial Attorneys  
U.S. Army Engineer District, Los Angeles

OPINION BY ADMINISTRATIVE JUDGE PEACOCK

It is the Board's decision, pursuant to 41 U.S.C. §§ 7105(e), 7108(b), and the parties' settlement of their dispute and "Request for Entry of Consent Judgment," that this appeal is sustained. In the nature of a consent judgment, the Board makes a monetary award to appellant in the lump sum amount of \$415,000.00. This amount is inclusive of interest. No further interest shall be paid.

Dated: 4 February 2016

  
ROBERT T. PEACOCK  
Administrative Judge  
Armed Services Board  
of Contract Appeals

(Signatures continued)

I concur



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MARK N. STEMLER  
Administrative Judge  
Acting Chairman  
Armed Services Board  
of Contract Appeals

I concur



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RICHARD SHACKLEFORD  
Administrative Judge  
Vice Chairman  
Armed Services Board  
of Contract Appeals

I certify that the foregoing is a true copy of the Opinion and Decision of the Armed Services Board of Contract Appeals in ASBCA No. 59296, Appeal of Rick Garcia Construction Company, rendered in conformance with the Board's Charter.

Dated:

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JEFFREY D. GARDIN  
Recorder, Armed Services  
Board of Contract Appeals