

ARMED SERVICES BOARD OF CONTRACT APPEALS

Appeal of -- )  
 )  
The Boeing Company ) ASBCA No. 61958  
 )  
Under Contract No. F09603-01-D-0024 *et al.*)

APPEARANCES FOR THE APPELLANT: Steven M. Masiello, Esq.  
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Denver, CO

APPEARANCES FOR THE GOVERNMENT: Arthur M. Taylor, Esq.  
DCMA Chief Trial Attorney  
Kara M. Klaas, Esq.  
Trial Attorney  
Defense Contract Management Agency  
Chantilly, VA

OPINION BY ADMINISTRATIVE JUDGE THRASHER

The parties have settled their dispute and have jointly requested that the Board issue a decision in favor of appellant that incorporates the terms of agreement as set forth in their August 2, 2019 settlement agreement.

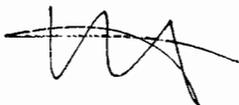
In accordance with Board Rule 19(d) and the request of the parties, it is the Board's decision, pursuant to 41 U.S.C. §§ 7105(e), 7108(b), and the parties' settlement agreement, which is herein incorporated into this opinion, that the appeal is sustained. In the nature of a consent judgment, the Board makes a monetary award to appellant in the amount of \$680,599.00. This amount is inclusive of interest. No further interest shall be paid.

Dated: August 26, 2019

  
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JOHN J. THRASHER  
Chairman  
Administrative Judge  
Armed Services Board  
of Contract Appeals

(Signatures continued)

I concur



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

I concur



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**OWEN C. WILSON**  
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. 61958, Appeal of The Boeing Company, rendered in conformance with the Board's Charter.

Dated:

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**PAULLA K. GATES-LEWIS**  
Recorder, Armed Services  
Board of Contract Appeals