

ARMED SERVICES BOARD OF CONTRACT APPEALS

Appeal of --)
)
Tech Projects, LLC) ASBCA No. 58789
)
Under RFP Nos. W9124Q-08-T-0003)
W9124Q-08-R-0004)

APPEARANCE FOR THE APPELLANT: Joseph E. Schmitz, Esq.
Schmitz & Socarras LLP
McLean, VA

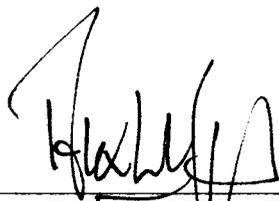
APPEARANCES FOR THE GOVERNMENT: Raymond M. Saunders, Esq.
Army Chief Trial Attorney
CPT Evan C. Williams, JA
Trial Attorney

OPINION BY ADMINISTRATIVE JUDGE YOUNGER
ON THE GOVERNMENT'S MOTION TO DISMISS FOR LACK OF JURISDICTION

The government has filed a motion to dismiss this appeal, stating that the contracting officer has voluntarily agreed to pay appellant the remaining principal balance of its claim, plus accrued interest, and hence that the appeal is moot. Appellant has responded, concurring in the request for dismissal and stipulating to a final non-appealable order of dismissal. Appellant has further stated that it intends to file an application under the Equal Access to Justice Act upon dismissal.

The appeal is accordingly dismissed as moot.

Dated: 4 March 2016



ALEXANDER YOUNGER
Administrative Judge
Armed Services Board
of Contract Appeals

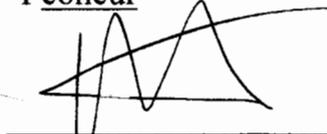
(Signatures continued)

I concur



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

I concur



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. 58789, Appeal of Tech Projects, LLC, rendered in conformance with the Board's Charter.

Dated:

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