

ARMED SERVICES BOARD OF CONTRACT APPEALS

Appeal of --)
)
Rizzani de Eccher (USA), Inc.) ASBCA No. 60944
)
Under Contract No. W912ER-10-C-0026)

APPEARANCES FOR THE APPELLANT: Jeffrey G. Gilmore, Esq.
John M. Neary, Esq.
Ackerman LLP
Washington, DC

APPEARANCES FOR THE GOVERNMENT: Michael P. Goodman, Esq.
Engineer Chief Trial Attorney
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Engineer Trial Attorney
U.S. Army Engineer District
Middle East
Winchester, VA

OPINION BY ADMINISTRATIVE JUDGE YOUNG

It is the Board's decision, pursuant to 41 U.S.C. §§ 7105(e), 7108(b), and the parties' Joint Motion for Judgment and Consent Judgment, that the appeal is sustained. In the nature of a consent judgment, the Board makes a monetary award to appellant in the amount of \$7,200,000.00. If payment is not made by November 30, 2019, interest shall be paid on any unpaid balance pursuant to 41 U.S.C. § 7109 until date of payment.

Dated: December 13, 2019



LIS B. YOUNG
Administrative Judge
Armed Services Board
of Contract Appeals

(Signatures continued)

I concur



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

I concur



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. 60944, Appeal of Rizzani de Eccher (USA), Inc., rendered in conformance with the Board's Charter.

Dated:

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