

ARMED SERVICES BOARD OF CONTRACT APPEALS

Petition of -- )  
 )  
Rohulameed Construction Company ) ASBCA No. 61034-978  
 )  
Under Contract No. W91B4M-09-C-7104 )

APPEARANCE FOR THE PETITIONER: Walt Pennington, Esq.  
Pennington Law Firm  
San Diego, CA

APPEARANCES FOR THE GOVERNMENT: Raymond M. Saunders, Esq.  
Army Chief Trial Attorney  
MAJ Deirdre K. Baker, JA  
Trial Attorney

ORDER PURSUANT TO RULE 1(a)(5)  
DIRECTING CONTRACTING OFFICER TO ISSUE DECISION

The contractor filed, under Rule 1(a)(5), a request for an order directing the contracting officer to render a decision on a claim, dated 25 October 2016, for \$135,720, which was submitted to the cognizant contracting officer via email on 1 December 2016. The government has advised that a final decision will be issued by 21 March 2017. We deem this date reasonable.

Accordingly, the Board hereby directs the contracting officer to issue a decision on the contractor's claim by 21 March 2017.

This Order completes all necessary action by the Board. If the contracting officer fails to comply with this Order, such failure will be deemed a decision by the contracting officer denying the claim, and the contractor may appeal to this Board or sue in the United States Court of Federal Claims pursuant to the Contract Disputes Act, 41 U.S.C. §§ 7103(f)(5), or 7104, as appropriate.

Dated: 27 February 2017

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

(Signatures continued)

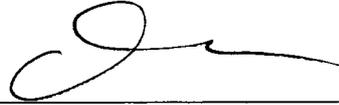
I concur



---

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

I concur



---

OWEN C. WILSON  
Administrative Judge  
Armed Services Board  
of Contract Appeals

I certify that the foregoing is a true copy of the Order Pursuant to Rule 1(a)(5) of the Armed Services Board of Contract Appeals in ASBCA No. 61034-978, Petition of Rohulhameed Construction Company, rendered in conformance with the Board's Charter.

Dated:

---

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