

ARMED SERVICES BOARD OF CONTRACT APPEALS

Appeal of - )  
 )  
Head Inc. - Diaz Joint Venture ) ASBCA No. 63351  
 )  
Under Contract No. N69450-17-C-0503 )

APPEARANCES FOR THE APPELLANT: Michael H. Payne, Esq.  
Cohen Seglias Pallas Greenhall & Furman PC  
Philadelphia PA  
  
Casey J. McKinnon, Esq.  
Stephen D. Tobin, Esq.  
Cohen Seglias Pallas Greenhall & Furman PC  
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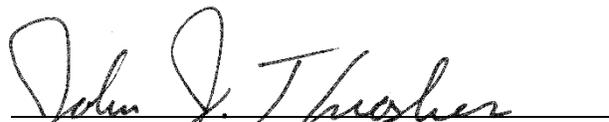
APPEARANCES FOR THE GOVERNMENT: Craig D. Jensen, Esq.  
Navy Chief Trial Attorney  
J. Alexandra Fitzmaurice, Esq.  
Trial Attorney  
Naval Air Station Jacksonville, FL

OPINION BY ADMINISTRATIVE JUDGE THRASHER

The parties have resolved their dispute and request that the Board enter judgment in favor of appellant.

It is the Board's decision, pursuant to 41 U.S.C. §§ 7105(e), 7108(b), and the parties' stipulation and agreement, that the appeal is sustained. In the nature of a consent judgment, the Board makes a monetary award to appellant in the amount of \$1,250,000. This amount is inclusive of Contract Disputes Act interest. No further interest shall be paid. Each party shall bear its own costs, including attorney fees. Appellant waives any right it may have to attorney fees under the Equal Access to Justice Act or any other authority.

Dated: March 20, 2023

  
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JOHN J. THRASHER  
Administrative Judge  
Chairman  
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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J. REID PROUTY  
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. 63351, Appeal of Head Inc. - Diaz Joint Venture, rendered in conformance with the Board's Charter.

Dated: March 21, 2023



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