GEORGE C. MYNATT,	) **AGBCA No. 2001-174-1**
	)
Appellant	)
	)
Representing the Appellant:	)
	)
George C. Mynatt	)
517 Kelly Road	)
Corbin, Kentucky 40701	)
	)
Representing the Government:	)
	)
Jay D. McWhirter, Esquire	)
Office of the General Counsel	)
U. S. Department of Agriculture	)
1718 Peachtree Road	)
Atlanta, Georgia 30309	)

DECISION OF THE BOARD OF CONTRACT APPEALS

March 5, 2002

Before POLLACK, VERGILIO, and WESTBROOK, Administrative Judges.

Opinion by Administrative Judge VERGILIO.

On September 4, 2001, the Board received this appeal filed by George C. Mynatt of Corbin, Kentucky (purchaser). The respondent is the U. S. Department of Agriculture, Forest Service (Government). The purchaser on the Cooper Creek Timber Sale contract, No. 007476, in the Somerset District of the Daniel Boone National Forest, Kentucky, seeks relief under the contract.

The Board has jurisdiction over this timely-filed appeal pursuant to the Contract Disputes Act of 1978 (CDA), 41 U.S.C. §§ 601-613, as amended.

After the purchaser amended the claim, the parties notified the Board that they have resolved the dispute. Based upon the stipulations of the parties, the Board grants the appeal. The purchaser is entitled to receive $157,375.20. The purchaser is not to receive any additional amount for interest, or otherwise, as may be permitted by law. Each party releases the other from further claims under the contract, and will not seek reconsideration of or appeal this decision.

<u>DECISION</u>

The Board grants the appeal. The purchaser is to recover $157,375.20. By agreement of the parties, this represents a final decision; neither party will seek reconsideration or appeal the decision. The Government is to pay the amount as provided in the CDA, 41 U.S.C. § 612.

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JOSEPH A. VERGILIO
Administrative Judge

Concurring:

_____   _____
HOWARD A. POLLACK   **ANNE W. WESTBROOK**
Administrative Judge   Administrative Judge

Issued at Washington, D.C.
March 5, 2002