

Board of Contract Appeals

General Services Administration
Washington, D.C. 20405

DISMISSED: July 10, 2001

GSBCA 15439

UNLIMITED SECURITY, INC.,

Appellant,

v.

GENERAL SERVICES ADMINISTRATION,

Respondent.

Richard D. Lieberman of McCarthy, Sweeney & Harkaway, P.C., counsel for Appellant.

Dalton F. Phillips, Office of General Counsel, General Services Administration, Washington, DC, counsel for Respondent.

DANIELS, Board Judge (Chairman).

ORDER

The General Services Administration (GSA) awarded to Unlimited Security, Inc. (Unlimited) a contract for the provision of security guard services at Government facilities in the State of Michigan. After performing under the contract for nearly four years, Unlimited requested an equitable adjustment in the contract price in the amount of \$3,102,506.10. The contractor based its request "upon two alternative bases for relief: (1) Unlimited's unilateral arithmetic mistakes in its offer, which the government should have known of at the time of contract formation; or (2) unconscionability of the contract." The contracting officer issued a final decision denying this request, and Unlimited appealed that decision.

Following discovery, Unlimited filed a motion to dismiss the case. The motion states, "After careful consideration of discovery responses obtained, and other potential discovery, Appellant has decided that further prosecution of this appeal would be unwarranted."

The motion is granted. The appeal is **DISMISSED**.

STEPHEN M. DANIELS
Board Judge