

**Board of Contract Appeals**  
General Services Administration  
Washington, D.C. 20405

---

GRANTED IN PART: May 15, 2003

---

GSBCA 15842-ST

WASHINGTON GROUP INTERNATIONAL, INC.,

Appellant,

v.

DEPARTMENT OF STATE,

Respondent.

Edward J. Parrott, Elizabeth A. O'Gara, and Joseph S. Guarino of Watt, Tieder, Hoffar & Fitzgerald, L.L.P., McLean, VA, counsel for Appellant.

John C. Sawyer and Dennis J. Gallagher, Buildings and Acquisitions, Department of State, Rosslyn, VA, counsel for Respondent.

Before Board Judges **BORWICK**, **NEILL**, and **HYATT**.

**NEILL**, Board Judge.

This dispute concerns a damage claim for \$6,896,800 filed by appellant, Washington Group International, Inc. (WGI) with the Department of State. The damages were allegedly incurred by WGI during completion of work required under contract S-FBOAD-99-C-0048 for construction of the United States Embassy Office Building Compound in Kampala, Uganda.

In April of this year, the parties submitted this case to mediation by a judge of this Board. The mediation resulted in a settlement of the case and a joint motion for a stipulated award pursuant to Board Rule 136(e) (48 CFR 6101.36(e) (2002)). In their motion, the parties ask that we enter judgment in favor of WGI in the amount of \$5,598,135 in accordance with the settlement agreement made between the parties. Under that agreement, the amount of the award is inclusive of interest, but if payment of the stipulated amount is not made by June 24, 2003, interest will begin to accrue on that amount starting with June 25 and will continue to accrue until full payment is made.

In their motion, the parties state that upon entry of the requested stipulated award they

will not appeal or seek reconsideration of, or relief, from the Board's decision.

Decision

The Board grants the parties' motion. Pursuant to the motion, we **GRANT IN PART** this appeal. We direct the Department of State to pay WGI the sum of \$5,598,135 as provided in the parties' settlement agreement. This amount of \$5,598,135, plus applicable interest if full payment is not made by June 24, 2003, is to be paid from the permanent indefinite judgment fund, 31 U.S.C. § 1304 (2000). Rule 136(e).

\_\_\_\_\_  
EDWIN B. NEILL  
Board Judge

We concur:

\_\_\_\_\_  
CATHERINE B. HYATT  
Board Judge

\_\_\_\_\_  
ANTHONY S. BORWICK  
Board Judge