

# **Board of Contract Appeals**

General Services Administration  
Washington, D.C. 20405

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GRANTED IN PART: August 19, 2005

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GSBCA 16499

LANE ALAN AND GILDA MARTIN BUNT,

Appellants,

v.

GENERAL SERVICES ADMINISTRATION,

Respondent.

H. Wesley Reeder of Emmanuel, Sheppard & Condon, Pensacola, FL, counsel for Appellants.

Torrie N. Harris, Office of General Counsel, General Services Administration, Washington, DC, counsel for Respondent.

Before Board Judges **DANIELS** (Chairman), **DeGRAFF**, and **GOODMAN**.

**GOODMAN**, Board Judge.

Appellants, Lane Alan and Gilda Martin Bunt, entered into a lease with the respondent, General Services Administration (GSA), to build and rent to GSA a building in Pensacola, Florida. Thereafter, appellants submitted a claim for rent commensurate with an increase of rentable square footage and other costs related to the lease in the amount of \$48,472.96. The GSA contracting officer issued a final decision dated June 23, 2004, denying the claim, and appellants filed a notice of appeal at this Board on September 15, 2004.

The parties entered into settlement discussions. On August 18, 2005, the parties filed a stipulation and executed settlement agreement, requesting that this Board adopt the parties' stipulation by decision. The agreement reads, in part:

The parties agree to stipulate to judgement in the amount of . . . \$28,627.85 with such amounts to be paid to [appellants] by GSA.

The agreement states that the payment of \$28,627.85 is inclusive of various amounts owed and establishes the leased rentable footage in a specific amount. The agreement stipulates that payment of the stated amount and amendment of the lease terms will be a full, final, and complete settlement and satisfaction of all claims related to the appeal, including claims for costs, interest, and attorney fees, and the parties agree to submit certificates of finality to this Board.

#### Decision

Rule 136(e) (48 CFR 6101.36(e) (2004)) provides that the Board may adopt the parties' stipulation, by decision, and that such decision is an adjudication of the appeal on its merits. *E.g., Flintco, Inc. v. General Services Administration*, GSBCA 13618, 97-1 BCA ¶ 28,738 (1996). Pursuant to the agreement of the parties and Rule 136 (e), the Board adopts the parties' stipulation and enters judgment as requested. This appeal is **GRANTED IN PART**, to be paid from the permanent indefinite judgment fund, 31 U.S.C. § 1304 (2000), in the amount of \$28,627.85.

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ALLAN H. GOODMAN  
Board Judge

We concur:

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STEPHEN M. DANIELS  
Board Judge

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MARTHA H. DeGRAFF  
Board Judge