



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: October 30, 2013

CBCA 3301

ABM SERVICES, INC.,

Appellant,

v.

GENERAL SERVICES ADMINISTRATION,

Respondent.

Bryant S. Banes and Stormy N. Hendershott of Neel, Hooper & Banes, P.C., Houston, TX, counsel for Appellant.

Leonard E. Lucas III, Office of General Counsel, General Services Administration, Washington, DC, counsel for Respondent.

DANIELS, Board Judge (Chairman).

ORDER

The General Services Administration (GSA) contracted with ABM Services, Inc. (ABM) for the provision of operation and maintenance services for the Chet Holifield Federal Building in Laguna Niguel, California. ABM maintains that GSA did not pay for the final month of services ABM provided under the contract. GSA contends that it did not make payment in response to ABM's final invoice because it had previously paid the contractor more than the total contract amount.

The parties have now settled their dispute and have jointly moved the Board to dismiss with prejudice ABM's appeal of the contracting officer's decision which denied the contractor's claim.

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

STEPHEN M. DANIELS
Board Judge