



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

GRANTED IN PART: January 26, 2021

CBCA 6027

WAGeworks, INC.,

Appellant,

v.

OFFICE OF PERSONNEL MANAGEMENT,

Respondent.

Lars E. Anderson, Sally Ann Hostetler and James P. Miller of Odin Feldman Pittleman PC, Reston, VA; and Dale Bish of Wilson Sonsini Goodrich & Rosati, PC, Palo Alto, CA, counsel for Appellant.

Nicole Lohr and James Muetzel, Office of the General Counsel, Office of Personnel Management, Washington, DC, counsel for Respondent.

Before Board Judges **HYATT**, **KULLBERG**, and **SULLIVAN**.

SULLIVAN, Board Judge.

By decision dated December 18, 2020, the Board granted the motion for summary judgment filed by appellant, WageWorks, Inc. (WageWorks), and denied the cross-motion for summary judgment filed by respondent, Office of Personnel Management (OPM). On January 15, 2021, pursuant to the Board's order, the parties filed a joint stipulation that WageWorks is owed \$6,216,118.92, for March 1, 2016, through August 31, 2016, based upon the Board's December 18 decision. The parties also calculated the interest due to WageWorks, running from August 24, 2017, the date WageWorks submitted its claim to the

contracting officer. With the interest, the parties stipulate that WageWorks is owed a total of \$6,753,846.13.

Decision

WageWorks' appeal is **GRANTED IN PART**. WageWorks shall be paid \$6,216,118.92. WageWorks shall also be paid interest on that amount calculated from August 24, 2017, in accordance with the Contract Disputes Act (CDA), 41 U.S.C. § 7109(a) (2018).

Marian E. Sullivan

MARIAN E. SULLIVAN
Board Judge

We concur:

Catherine B. Hyatt

CATHERINE B. HYATT
Board Judge

H. Chuck Kullberg

H. CHUCK KULLBERG
Board Judge