



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED: May 10, 2010

CBCA 1817

THE CFIDS ASSOCIATION OF AMERICA,

Appellant,

v.

DEPARTMENT OF HEALTH AND HUMAN SERVICES,

Respondent.

Frank S. Swain of Baker & Daniels LLP, Washington, DC, counsel for Appellant.

Scott C. Briles and Lorraine Hoffman-Polk, Office of the General Counsel, Department of Health and Human Services, Atlanta, GA, counsel for Respondent.

DANIELS, Board Judge (Chairman).

ORDER

The CFIDS Association of America (CFIDS) appealed a Department of Health and Human Services (DHHS) contracting officer's final decision asserting that CFIDS overbilled the Government in the amount of \$267,975.29 under a contract for the development and implementation of public awareness methods that improve detection, diagnosis, and treatment of chronic fatigue syndrome.

CIFDS has now moved the Board to dismiss the appeal, stating that the parties have agreed on equitable adjustments and a plan for possible additional adjustments after indirect rate finalization for 2009 by DHHS.

Accordingly, the appeal is **DISMISSED**.

STEPHEN M. DANIELS
Board Judge