



UNITED STATES  
CIVILIAN BOARD OF CONTRACT APPEALS

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DISMISSED: December 8, 2022

CBCA 7556

U.S. ARMY TACTICAL SUPPLY,

Appellant,

v.

DEPARTMENT OF STATE,

Respondent.

Mohammad Wali Mohammad, Manager of U.S. Army Tactical Supply, Kuwait City, Kuwait, appearing for Appellant.

Randal W. Wax, Office of the Legal Adviser, Buildings and Acquisitions, Department of State, Washington, DC, counsel for Respondent.

Before Board Judges **DRUMMOND**, **KULLBERG**, and **O'ROURKE**.

**KULLBERG**, Board Judge.

On October 27, 2022, the Board docketed the most recent appeal of United States Army Tactical Supply (USATS), which appeals the denial of its claim for the cost of materials delivered to the United States Embassy, Bangui, Central African Republic. On that same date, the Board issued to USATS an order to show cause why this appeal should not be dismissed, citing the previous dismissals of its appeals of the same claim. *U.S. Army Tactical Supply v. Department of State*, CBCA 7376, 22-1 BCA ¶38,170; *U.S. Army Tactical Supply v. Department of State*, CBCA 6417 (Jan. 11, 2021) (dismissed with prejudice). USATS subsequently responded to the Board's order but only reiterated arguments that the Board has previously addressed.

USATS has improperly attempted again to litigate a claim that has been repeatedly dismissed. The previous dismissal with prejudice of USATS' earlier appeal, CBCA 6417, was a final adjudication of its claim. *See U.S. Army Tactical Supply*, 22-1 BCA at 185,376. Accordingly, the Board finds no alternative but to dismiss this appeal. In light of USATS' persistence in repeatedly appealing a claim that has been adjudicated with finality, any future appeals of that claim will be returned without further action by the Board.

Decision

The appeal is **DISMISSED**.

*H. Chuck Kullberg*

H. CHUCK KULLBERG  
Board Judge

We concur:

*Jerome M. Drummond*

JEROME M. DRUMMOND  
Board Judge

*Kathleen J. O'Rourke*

KATHLEEN J. O'ROURKE  
Board Judge