



.....
In the Matter of :

MANAGEMENT & TRAINING :
CORPORATION :

Case No. 84-BCA-28

Contract No. JC-77-001-49 :
and :
JC-80-001-49 :
.....

For Appellant

V. Burton
Vice President
Management & Training Corporation

For Respondent

Harry Sheinfeld
Counsel for Litigation
Office of the Solicitor
U.S. Department of Labor

DECISION AND ORDER

The parties stipulated as of November 9, 1984 as follows:

1. Management & Training Corporation was the recipient of a contract, Contract Nos. JC-77-001-49 and JC-80-001-49, under the Comprehensive Employment and Training Act of 1973, as amended, 29 U.S.C. 5801 et seq. and their implementing regulations.
2. Pursuant to the regulations, and the terms of the contract, after this contract was completed Audit No. 11-3-083-03-370 was conducted.
3. On May 17, 1984, the Contracting Officer issued a final determination which disallowed \$76,920.
4. On June 13, 1984, the Management and Training Corporation filed a notice of appeal contesting \$654 of the disallowed cost.
5. Management and Training Corporation has already paid \$73,953.

6. Based on further supplemental documentation provided by the Contractor and a further review by the Department's auditor, the questioned cost of \$654 originally disallowed in the final determination is now allowable.

7. The Management and Training Corporation acknowledges the remaining disallowance of the \$2,313. These funds will be refunded to the Department or credited against amounts owing the Contractor under final invoices.

These determinations fully resolve all issues in dispute which arise out of the Contracting officer's final decision of May 17, 1984.

WHEREFORE, the Contracting officer, by his attorney, requests that the proceedings in this case be dismissed.

Based on the foregoing, the matter is dismissed with prejudice.

GLENN ROBERT LAWRENCE
Administrative Law Judge
Member, U.S. Department of Labor
Board of Contract Appeals

I concur:

RUDOLF SOBERNHEIM
Administrative Law Judge
Chairman, U.S. Department of Labor
Board of Contract Appeals

I concur:

absent on official business
SAMUEL B. GRONER
Administrative Law Judge
Member, U.S. Department of Labor
Board of Contract Appeals

Dated: DEC 28 1984
Washington, D.C.

GRL:crg