

ARMED SERVICES BOARD OF CONTRACT APPEALS

Appeal of Tatitlek Construction Services, Inc.

ASBCA No. 63863 · No. ASBCA No. 63863 · Decided March 11, 2026

SUMMARY

The Armed Services Board of Contract Appeals sustained Tatitlek Construction Services, Inc.'s appeal pursuant to the parties' stipulation and agreement. The Board entered a consent judgment awarding the appellant \$800,000, with interest under 41 U.S.C. § 7109 from May 21, 2026, until payment.

CASE DETAILS

COURT	Armed Services Board of Contract Appeals
WRITING FOR THE COURT	Robyn L. Hamady; J. Reid Prouty; Michael N. O'Connell
JURISDICTION	Armed Services Board of Contract Appeals
DECIDED	March 11, 2026
DOCKET	ASBCA No. 63863
DISPOSITION	other
PROCEDURAL POSTURE	Contract appeal resolved by the parties; the parties requested entry of judgment in favor of the appellant.
PRECEDENTIAL VALUE	Published
PARTIES	Tatitlek Construction Services, Inc. v. United States

TOPICS

- contract disputes act
- government contracts
- damages
- remedies

PRACTICE AREAS

- government contracts
- contract disputes
- administrative law
- remedies

QUESTIONS PRESENTED

1. Whether the Board should enter judgment pursuant to the parties' stipulation and agreement resolving the contract dispute.
2. Whether the appellant should receive an \$800,000 monetary award with interest under 41 U.S.C. § 7109.

HOLDINGS

1. The Board sustained the appeal and entered a consent judgment in favor of Tatitlek pursuant to the parties' stipulation and agreement.
2. Tatitlek was awarded \$800,000, with interest payable under 41 U.S.C. § 7109 from May 21, 2026, until the date of payment.

KEY QUOTATIONS

“It is the Board’s decision, pursuant to 41 U.S.C. §§ 7105(e), 7108(b), and the parties’ stipulation and agreement, that the appeal is sustained.” (2)

“In the nature of a consent judgment, the Board makes a monetary award to appellant in the amount of \$800,000.” (2)

FACTUAL BACKGROUND

The parties had a dispute arising under Contract No. W912BV-17-C-0012. They resolved the dispute and entered into a stipulation and agreement requesting judgment in favor of Tatitlek. The Board entered a monetary award of \$800,000, with statutory interest from May 21, 2026, until payment.

PROCEDURAL HISTORY

Tatitlek Construction Services, Inc. appealed under Contract No. W912BV-17-C-0012. The parties resolved the dispute and stipulated to a consent judgment, requesting that the Board sustain the appeal and enter judgment for appellant in the amount of \$800,000.

DISPOSITION

other

OPINION

Tatitlek Construction Services, Inc.

PER CURIAM.

ARMED SERVICES BOARD OF CONTRACT APPEALS

Appeal of -)) Tatitlek Construction Services, Inc.) ASBCA No. 63863) Under Contract No.

W912BV-17-C-0012) APPEARANCES FOR THE APPELLANT: Michael Hassett, Esq. Michael

Jackson, Esq. Harrison Steck, P.C. Fort Worth, TX APPEARANCES FOR THE GOVERNMENT:

Michael P. Goodman, Esq. Engineer Chief Trial Attorney Matthew R. Watson, Esq. Thomas E.

Rogers, V, Esq. Engineer Trial Attorneys U.S. Army Engineer District, Tulsa

OPINION BY ADMINISTRATIVE JUDGE HAMADY

The parties have resolved their dispute and request that the Board enter judgment in favor of appellant. It is the Board’s decision, pursuant to 41 U.S.C. §§ 7105(e), 7108(b), and the parties’ stipulation and agreement, that the appeal is sustained. In the nature of a consent judgment, the Board makes a monetary award to appellant in the amount of \$800,000. Interest shall be paid on

this amount pursuant to 41 U.S.C. § 7109 from May 21, 2026, until date of payment. Dated:
March 11, 2026

ROBYN L. HAMADY

Administrative Judge Armed Services Board of Contract Appeals (Signatures continued) I concur I
concur

J. REID PROUTY MICHAEL N. O'CONNELL

Administrative Judge Administrative Judge Acting Chairman Vice Chairman Armed Services
Board Armed Services Board of Contract Appeals of Contract Appeals I certify that the foregoing
is a true copy of the Opinion and Decision of the Armed Services Board of Contract Appeals in
ASBCA No. 63863, Appeal of Tatitlek Construction Services, Inc., rendered in conformance with
the Board's Charter. Dated: March 12, 2026

PAULLA K. GATES-LEWIS

Recorder, Armed Services Board of Contract Appeals 2