



CONTRACT LAW DIVISION

Office of Assistant General Counsel for Finance and Litigation



Biweekly Report—Period Ending February 24, 2001

Omniplex World Services Corp. v. Dept. of Commerce, GSBCA No. 15508-COM

This is an appeal from a final decision which denied the appellant's claim for contract reformation and reimbursement of costs in the amount of \$613,540.00, allegedly based on a mistake in bid for exclusion of supervisory costs under a guard services contract. Appellant claims that under this negotiated fixed price procurement, the government should have been aware of the alleged unilateral mistake and should have sought verification of the company's costs after BAFO's were submitted.

On February 15, 2001, the GSBCA issued an order requiring: (1) submission of the appeal file on or before March 19, 2001; (2) submission of the appellant's complaint on or before March 19, 2001; (3) submission of the government's answer on or before April 18, 2001; and (4) appellant's election of procedure by not later than March 19, 2001. (Terry H. Lee).

SARSAT

The upcoming LUT procurement has been proposed to be performed under COMITS. We agree with the contracting officer that this is not an appropriate procurement for that program and will participate in the process of determining whether or not this will be accomplished under COMITS. (Mark Langstein & Terry Lee)

NOAA Damage Assessment and Restoration Program

We reviewed the Acquisition Plan for this recompet of contracts to assist with CERCLA and OPA damage assessments and litigation support. (Mark Langstein)

WASC Issue/Use of Joint Project Agreement

Met with OIG officials on February 12 to discuss fact that JPA was the best way to handle the environmental mitigation of the road to the Lena Point site in Juneau, AK. Administrative Law counsel and CLD counsel advised that they would modify the current JPA to include language reflecting controls over the expenditure of the funds. CLD counsel also advised that she would provide comments regarding perceived vague and ambiguous language. (Terry Hart Lee)

NTIA - Domain Name Project

A meeting was held with counsel Amy Freeman Pierce, Amy Kiger Crotts and NTIA Chief Counsel and program officials regarding the .us TLD procurement and related issues. The CBD notice was submitted for advice and review before publishing.

CLD "Time to Complete"—2.1 Days

Actions by Contract Law Division during Period from 2/11/2001 2/24/2001

Bureau	Received	Completed
NIST	5	6
NOAA	16	14
O/S	1	1
Totals	22	21

Contract Law Division—Client Workload Period Ending 02/24/2001

