



# CONTRACT LAW DIVISION

Office of Assistant General Counsel for Finance and Litigation



Biweekly Report—Period Ending June 16, 2001

## In re Freide Goldman Halter, Inc., et al.,

The parent corporation (Freide Goldman Halter, Inc.) of NOAA/DOC's NFRV contractor filed 31 petitions for reorganization under Chapter 11 of the US Bankruptcy Code in the Federal Bankruptcy Court in Biloxi, Mississippi, one of which covers Halter Marine, Inc., NOAA's prime contractor. We are drafting a status memo for the Director of Acquisition Management, Helen Hurcombe and are preparing a revised draft of NOAA motion and brief to require the Ch 11 Debtor (Frede Goldman Halter) to assume or reject the NFRV executory contract under US Bankruptcy Code (Edward Weber and Russell Craig).

## NOAA Damage Assessment Center

We have completed our review of the RFP for continuation contracts to provide scientific, economic and legal support to NOAA's Damage Assessment and Restoration Program (Mark Langstein)

## Omniplex International Corp. v. DOV, GSBGA No. 15508-COM

We met with appellant's counsel and two representatives to discuss the claim in more detail. While some aspects of the claim were clarified, we are still not convinced that there was a mistake, or that the government should have known that a mistake had been made. (Terry H. Lee)

## AMD Review

We reviewed AMD FSS and GWAC files. Of the three procurement points that we have participated in reviewing, AMD's files, although still imperfect, were by far the best. (Mark Langstein)

## NMFS Fisheries Observer Conference

We participated in a NMFS-sponsored conference on fisheries observers. Our panel concerned applicability of the Service Contract Act and the Fair Labor Standards Act to these activities. (Mark Langstein)

## .us TLD Solicitation

We completed our legal review of the solicitation for procurement of registration services for the .us Top Level Domain Name. The solicitation was issued on Tuesday June 13, 2001. (Amy Crotts)

## INS Issue

The Census procurement office received a request from a

subcontractor for a letter addressed to the INS on government letterhead advocating for a waiver for two of the subcontractor's employees. The waiver would have allowed the two employees to stay in the U.S. and to continue working on the Census contract. After consulting with contract law and bureau counsel, it was determined that it was not appropriate for the procurement office to advocate on behalf of individual subcontractor employees. (Amy Crotts)

## DCS and DAPS II Procurement

Fred Kopatich with John Raubitschek to discuss NOAA's interest in purchasing software source code from the developer whose ownership of the rights may be challenged.

## Psychometric Systems, Inc. v. DOC, GSBGA No. 15587-COM

The Appellant has filed its Complaint. We have prepared and served the Appeal File. (Fred Kopatich)

## CLD "Time to Complete"—2.7 Days

Actions by Contract Law Division during Period from 06/03/2001 06/16/2001

Bureau	Received	Completed
CENSUS	4	1
ITA	1	0
NIST	10	11
NOAA	10	10
NTIA	3	2
O/S	1	1
OIG	0	1
Totals	29	26

Contract Law Division—Client Workload Period Ending 06/16/2001

