

DISTRICT OF COLUMBIA CONTRACT APPEALS BOARD

APPEALS OF:

KEYSTONE PLUS CONSTRUCTION CORP.)
) CAB Nos. D-1462, D-1493
) (CONS.)
Under Contract No. POAM-2005-C-0022-RS)

**ORDER GRANTING CONSENT MOTION TO CONTINUE TRIAL DATE AND
AMENDING THE SCHEDULING ORDER**

Filing ID #59441613

On August 3, 2016, the parties in the above-captioned appeals jointly moved to continue the prehearing conference and merits hearing in this matter for an additional 60 days. (*See* Consent Mot. to Continue Trial Date.) In their motion, the parties represent that an extension is necessary because good faith settlement efforts are underway, which could lead to settlement of all matters herein, and that the parties are “exploring the possibility of a global settlement” that would also encompass the appeals in CAB Nos. D-1410 and D-1414. (*Id.* at 1-2.) The parties’ instant representations concerning their ongoing settlement efforts constitute good cause to grant an additional 60-day stay.¹ Therefore, good cause having been shown, the parties’ Consent Motion to Continue Trial Date is hereby granted. The Board’s May 10, 2016, Order Granting Joint Motion to Continue Trial Date and Amending the Scheduling Order is hereby amended as follows:

- October 14, 2016: The parties shall file a Joint Pretrial Statement with the Board including respective exhibit and final witness lists, statement of stipulated facts, and statement of stipulated costs (if any). The Board shall be given a tabbed, indexed single courtesy copy (3-ring binder) and one CD of all exhibits the parties plan to introduce as evidence at the trial hereof.
- October 24, 2016: Prehearing conference in the Board’s courtroom at 10:30 a.m.
- October 25, 2016: Hearing on the merits in the Board’s courtroom, beginning at 10:30 a.m. daily, and continuing through Thursday, October 27, 2016. The District shall provide a court reporter.

The Board commends the parties for pursuing settlement in good faith. Settlement conserves resources and, where pursued early, may prevent delays. The Board is available to assist the parties with settlement discussions upon request. The parties’ Joint Motion for a Telephonic Status Conference, dated August 9, 2016, is hereby denied as moot. Finally,

¹ In pertinent part, Board Rule 123 provides that, “[t]he Board, for good cause shown, may enlarge the time prescribed by the Board rules, or by its order, for doing any act.” D.C. MUN. REGS. tit. 27, § 123.1 (2002).

Appellant's Motion for Trial Subpoenas, dated August 5, 2016, is denied without prejudice pending the outcome of the parties' pursuit of settlement.

SO ORDERED.

DATE: August 18, 2016

/s/ Marc D. Loud, Sr.
MARC D. LOUD, SR.
Chief Administrative Judge

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