

## **CLIENT ALERT**

### **CO Must Identify Extension for Final Decision with Precision**

**May.27.2014**

In Suh'dutsing Techs., LLC, the ASBCA held that the contractor could appeal a "deemed denial" of its certified claim 60 days after submission of the claim, notwithstanding the contracting officer's statement that it would be "at least another sixty days . . . before I am able to issue a decision." The Board held the CO's statement was "insufficiently definite" under the Contract Disputes Act, which requires a CO to, within 60 days of receiving a certified claim over \$100,000, either issue a decision or "notify the contractor of the time within which a decision will be issued."

For more information, please contact the professional(s) listed below, or your regular Crowell & Moring contact.

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