



## **Contract Appeals Board CAB (AF)**

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### **MISSION**

The mission of the Contract Appeals Board is to provide an impartial, expeditious, inexpensive, and knowledgeable forum for hearing and resolving contractual disputes and protests involving the District and its contracting communities.

### **SUMMARY OF SERVICES**

The Contract Appeals Board adjudicates: protests of District contract solicitations and awards, appeals by contractors of District contracting officer final decisions, claims by the District against contractors, appeals by contractors of suspensions and debarments, and contractor appeals of interest payment claims under the Quick Payment Act.

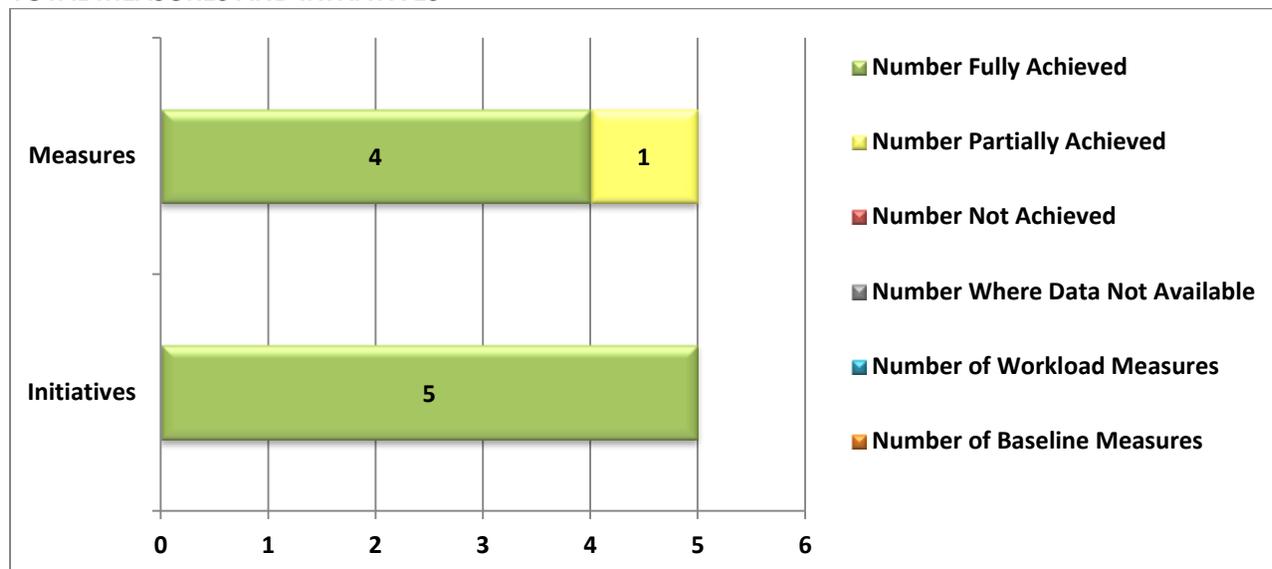
### **ACCOMPLISHMENTS**

- ✓ The Board closed 57 cases, reducing the “legacy” backlog of cases by 72%. The Board’s success in closing FY13 cases has contributed to CAB having the least number of pending cases on the docket for the nine-year period FY2005 to FY2013 (86 open cases, consisting of 78 Appeals and 8 Protests). In addition, the DC Courts affirmed the one CAB case decided on appeal in FY13 (CAB No. P-0924, Morpho Trust USA, Inc.).
- ✓ The CAB is the only judicial body in the Washington, D.C. metropolitan area that has a completely transparent filing system. Except for matters filed under seal, all filings with the Board are populated to the Board’s website within 2 working days. During FY13, the Board digitized and uploaded 3,714 files to the CAB public website. As a result, all available public records in CAB protests from 1986 to present are on the website, and all such records in CAB appeals from 1990 to present are on the website ([www.cab.dc.gov](http://www.cab.dc.gov)).
- ✓ The Board encourages settlement throughout the litigation process to conserve resources of the District and private litigants. The result in FY13: Of the 57 cases closed by the Board, 23 (40%) were dismissed at the request of the parties.

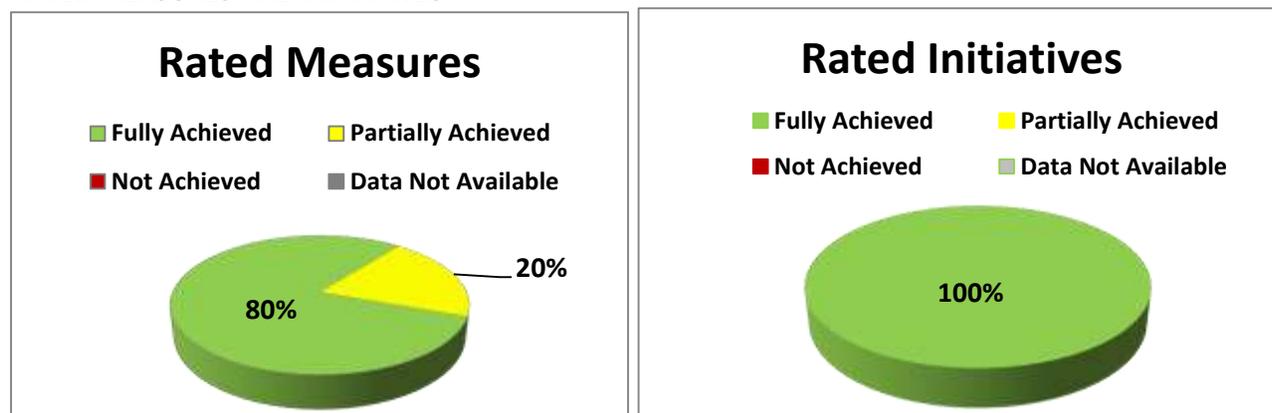


## OVERALL AGENCY PERFORMANCE

### TOTAL MEASURES AND INITIATIVES



### RATED MEASURES AND INITIATIVES



**Note:** Workload and Baseline Measurements are not included

Default KPI Rating:	
$\geq 100\%$	Fully Achieved
75 - 99.99%	Partially Achieved
$< 75\%$	Not Achieved



## Performance Initiatives – Assessment Details

### Performance Assessment Key:

- Fully achieved      ● Partially achieved      ● Not achieved      ● Data not reported

### Agency Management

**OBJECTIVE 1: Promote public confidence in the integrity of the procurement process through equitable, timely, efficient, and legally correct adjudication of disputes and protests.**

**INITIATIVE 1.1: Continue significant reductions to the number of open appeal cases that are 4 years or older by September 2013.**

- **Fully achieved.** The Board closed 57 cases, reducing the “legacy” backlog of cases by 72%. The Board’s success in closing FY13 cases has contributed to CAB having the least number of pending cases on the docket for the nine-year period FY2005 to FY2013 (86 open cases, consisting of 78 Appeals and 8 Protests).

**INITIATIVE 1.2: Complete digital archiving and loading into the database of all cases decided since 1992 and permit web-based retrieval and full-text searching capability.**

- **Fully achieved.** During FY13, the Board digitized and uploaded 3,714 files to the CAB public website. As a result, all available public records in CAB protests from 1986 to present are on the website, and all such records in CAB appeals from 1990 to present are on the website ([www.cab.dc.gov](http://www.cab.dc.gov)).

**INITIATIVE 1.3: Improve the features for electronic filing and service of pleadings in Board cases.**

- **Fully achieved.** The CAB is the only judicial body in the Washington, D.C. metropolitan area that has a completely transparent filing system. One hundred percent (100%) of the Board’s cases are litigated digitally up to the point of trial, creating an efficient means to file, serve and review litigation documents. Except for matters filed under seal, all filings with the Board are populated to the Board’s website within 2 working days.

**OBJECTIVE 2: Enhance the Board’s ability to efficiently and inexpensively manage and adjudicate cases.**

**INITIATIVE 2.1: Expand and improve law student intern program.**

- **Fully achieved.** The Board makes effective use of volunteer attorneys and law students to support the mission. Six volunteer law clerks and recent law graduates provided 5,600 volunteer hours to Board Judges through relationships with area law schools. At present, the Board draws volunteer attorney and law clerk interns from the following area universities: American, Catholic, George Washington, Georgetown and Howard.

**OBJECTIVE 3: Educate government and private contracting parties on resolving disputes through traditional and alternative dispute resolution methods.**

**INITIATIVE 3.1: Meet with stakeholders to promote ADR methods.**

- **Fully achieved.** We believe that the Board’s consistent encouragement of settlement and rigorous case management practices contributed to the litigants requesting dismissal in 23 FY13 cases (40% of the cases closed). The Board encourages settlement throughout proceedings, and especially during the pretrial hearing phase of litigation.



## Key Performance Indicators – Details

### Performance Assessment Key:

● Fully achieved    
 ● Partially achieved    
 ● Not achieved    
 ● Data not reported

	KPI	Measure Name	FY 2012 YE Actual	FY 2013 YE Target	FY 2013 YE Revised Target	FY 2013 YE Actual	FY 2013 YE Rating	Budget Program
●	1.1	Percent of protests resolved within 60 business days.	88.89%	90%		96%	106.67%	CONTRACT APPEALS BOARD
●	1.2	Percentage of appeals cases decided within 4 months of the cases being ready for decision.	91.18%	90%		78.57%	87.30%	CONTRACT APPEALS BOARD
●	1.3	Percentage of new cases using electronic filing system.	100%	100%		100%	100%	CONTRACT APPEALS BOARD
●	1.4	Percentage of decisions sustained on appeal. <sup>1</sup>	100%	100%		100%	100%	CONTRACT APPEALS BOARD
●	1.5	Percentage of cases closed by the Board which are electronically archived to permit web-based retrieval and full-text searching capability	100%	100%		100%	100%	CONTRACT APPEALS BOARD

<sup>1</sup> The DC Courts affirmed the one CAB case decided on appeal in FY13 (CAB No. P-0924, Morpho Trust USA, Inc.).