



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DENIED: April 18, 2007

CBCA 129-R

INTERFREIGHT TRANSPORT SYSTEMS, INC.,

Appellant,

v.

DEPARTMENT OF AGRICULTURE,

Respondent.

Sarah Syers, President of InterFreight Transport Systems, Inc., Fredonia, WI, appearing for Appellant.

Christie J. Meller, Office of the General Counsel, Department of Agriculture, Kansas City, MO, counsel for Respondent.

Before Board Judges **VERGILIO**, **POLLACK**, and **DeGRAFF**.

VERGILIO, Board Judge.

Concluding that the contractor is liable for amounts due on various Government claims, this Board issued an opinion denying the underlying appeal. *InterFreight Transport Systems, Inc. v. Department of Agriculture*, CBCA 129 (Mar. 14, 2007). On April 12, 2007, the Board received a request from the contractor asking the Board for relief from the decision. The request is that “this Board relieve the Appellant from the Board’s decision on grounds that the Appellant does not have the financial ability to pay the debt in full and/or reduction of interest only.” On the same day, the Government submitted its opposition to the request. The Government states that financial hardship should not serve as a basis to relieve a party from the operation of a decision. Further, the Government specifies that it has offered to set up a payment plan with the contractor.

The contractor has not justified a basis for relief from the decision. The Board **DENIES** the request of the contractor.

JOSEPH A. VERGILIO
Board Judge

We concur:

HOWARD A. POLLACK
Board Judge

MARTHA H. DeGRAFF
Board Judge