

**REQUEST FOR AUTHORITY
TO DISPOSE OF RECORDS**

(See Instructions on Reverse)

NCD

**TO: GENERAL SERVICES ADMINISTRATION,
NATIONAL ARCHIVES AND RECORDS SERVICE, WASHINGTON, D.C. 20408**

1. FROM (AGENCY OR ESTABLISHMENT)

U. S. Department of Agriculture

2. MAJOR SUBDIVISION

Office of the Secretary

3. MINOR SUBDIVISION

Board of Contract Appeals

4. NAME OF PERSON WITH WHOM TO CONFER

Paul H. Rapp, Chairman, BCA

5. TEL. EXT.

447-7023

6. CERTIFICATE OF AGENCY REPRESENTATIVE:

LEAVE BLANK	
DATE RECEIVED 14 MAR 1978	JOB NO.
NCD-16-78-3	
NOTIFICATION TO AGENCY	
In accordance with the provisions of 44 U.S.C. 3303a the disposal request, including amendments, is approved except for items that may be stamped "disposal not approved" or "withdrawn" in column 10.	
3-27-78 Date	<i>James B. Rhoads</i> Archivist of the United States

I hereby certify that I am authorized to act for this agency in matters pertaining to the disposal of the agency's records, that the records proposed for disposal in this Request of 2 page(s) are not now needed for the business of this agency or will not be needed after the retention periods specified

2-28-78
(Date)

Paul H. Rapp
(Signature of Agency Representative)

Chairman, Board of Contract Appeals
(Title)

7. ITEM NO.	8. DESCRIPTION OF ITEM (With Inclusive Dates or Retention Periods)	9. SAMPLE OR JOB NO.	10. ACTION TAKEN
	<p>Appeal Records - Official files of the Board of Contract Appeals, SEC, USDA</p> <p>Reason for requesting 7 year retention -</p> <p>A contractor has an appeal right from an adverse Board decision to the U.S. Court of Claims (\$10,000 and up) or concurrently to the U.S. District Court (less than \$10,000) under the Tucker Act (28 USC 1491). The jurisdictional amounts are specified in 28 USC 1346 and the statute of limitations provides a 6 year period from accrual of a claim for filing in Court (28 USC 2501).</p> <p>In the case of a Board decision, the 6 year period begins to run from the date of the Board decision. The destruction of closed case files by the Federal Records Center as of 7 years from the date of issue of the most recent Board decision in the shipment would allow leeway for filings of Court appeals to trickle back to the Board via Department of Justice.</p> <p>Attached is a copy of our most recent transmittal.</p>		

Sent to agency, NCD, NMF - 3/28/78
NNB - 3/29/78

4 items

Request for Records Disposition Authority – Continuation		JOB NO	PAGE OF
7. ITEM NO	8. DESCRIPTION OF ITEM (With Inclusive Dates or Retention Periods)	9. SAMPLE OR JOB NO	10. ACTION TAKEN
1.	<p>Appeal Case File *</p> <p>Correspondence, briefs, hearing transcript and exhibits, appeal and the Board's Opinion related to contract disputes.</p> <p>Transfer to FARC 30 days after final Board decision. Destroy 7 years after case is closed.</p>	*	
2.	<p>Board Reading File</p> <p>Correspondence related to jurisdictional matters, decisions, motion to dismiss appeal, docketing letters, and setting up hearings.</p> <p>Destroy when 2 years old or when no longer needed for reference, whichever is sooner.</p>		
3.	<p>Contract Appeals Board Decisions</p> <p>Arranged numerically by docket number.</p> <p>a. One master set of decisions.</p> <p>PERMANENT. Offer to NARS when 15 years old.</p> <p>b. Other copies: Destroy when no longer needed for reference.</p> <p>*This job supercedes GRS 3-4a1 which the Board previously applied to this item.</p>		½ cu. ft./yr.