

DOCUMENT RESUME

02357 - [A1372363]

[Award to Other Than Low Bidder]. B-188454. May 11, 1977. 1 pp.

Decision re: StanBest; by Paul G. Derbling, General Counsel.

Issue Area: Federal Procurement of Goods and Services (1900).

Contact: Office of the General Counsel: Procurement Law I.

Budget Function: General Government: Other General Government
(806).

Organization Concerned: Small Business Administration.

Authority: 4 C.F.R 20.2(b) (2).

Protester objected to the award of a contract for management and technical assistance services to another offeror who submitted a higher-priced offer. A Protest filed with GAO more than 10 working days after the basis for the protest was known was untimely and will not be considered on its merits.
(Author/SC)

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M. J. Boyce
Proc I

DECISION



**THE COMPTROLLER GENERAL
OF THE UNITED STATES**
WASHINGTON, D. C. 20548

FILE: B-188454

DATE: May 11, 1977

MATTER OF: StanBest

DIGEST:

Protest against award to higher-priced offeror filed with GAO more than 10 working days after basis for protest was known is untimely under GAO's Bid Protest Procedures and will not be considered on its merits.

By letter received in GAO on April 13, 1977, StanBest protests the award under request for proposals (RFP) No. GSA-7(1)-MA-77-1, issued by the Small Business Administration (SBA) for management and technical assistance services in geographical area 13.

StanBest states that notification of award to another offeror who submitted a higher-priced offer was received on March 21, 1977. StanBest contends that upon our review of its offer and that of the successful offeror, SBA's award to the higher-priced offeror would not be justified.

GAO's Bid Protest Procedures provide that bid protests shall be filed not later than 10 working days after the basis for protest is known. 4 C.F.R. § 20.2(b)(2) (1977). Since StanBest knew the basis of protest more than 10 working days before its protest was filed with GAO, the protest will not be considered on its merits.

Paul G. Dembling
Paul G. Dembling
General Counsel