

DOCUMENT RESUME

02977 - [A1:153020]

[Reconsideration of Decision concerning Late Offer]. B-188234.
July 11, 1977. 1 pp.

Decision re: Data Pathing, Inc.; by Robert P. Keller, Deputy
Comptroller General.

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).

Authority: 4 C.F.R. 20.9(a). B-188234 (1977).

Request for reconsideration of a decision regarding an
untimely offer was not considered because request did not
specify factual or legal grounds for modification or reversal of
prior decision. (Author/DJM)

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DECISION



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

FILE: B-188234

DATE: July 11, 1977

MATTER OF: Data Pathing Inc.--Reconsideration

DIGEST:

Prior decision will not be reconsidered because request for reconsideration does not specify factual or legal grounds for modification or reversal.

Data Pathing Inc. (DPI) requests reconsideration of our decision in Data Pathing Inc., B-188234, May 5, 1977, 77-1 CPD 311, which concluded that DPI's hand-delivered best and final offer, received after the closing date, may not be considered (1) although the latency was caused by roadblocks enroute due to a sniper in the area, and (2) although received before the opening of other offers since the offer was in DPI's custody until delivery.

DPI believes that our conclusion "is not supported by a full examination of the facts." Requests for reconsideration, however, must contain a detailed statement of the factual and legal grounds upon which reversal or modification is deemed warranted, specifying any errors of law made or information not previously considered. 4 C.F.R. § 20.9(a) (1977). Since DPI has not advanced any additional facts or legal arguments which show that our earlier decision was erroneous, we must decline to reconsider our May 5, 1977, decision.

**Deputy Comptroller General
of the United States**