

7487

J. Vachon
Proc.

DECISION



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

FILE: B-191453

DATE: August 30, 1978

MATTER OF:

Department of Health, Education, and
Welfare-- Reconsideration

DIGEST:

Agency request for reconsideration of prior decision filed more than 5 weeks after decision was issued is untimely under 4 CFR § 20.9(b) (1978) and will not be considered on merits.

The Department of Health, Education, and Welfare (HEW) has requested reconsideration of our decision, in Center for Education and Manpower Resources, B-191453, July 7, 1978, 78-2 CPD 21, in which we recommended that CEMR's proposal be reevaluated consistent with the evaluation criteria contained in the request for proposals.

HEW's request for reconsideration was filed with our Office on August 15, 1978, more than 5 weeks after the decision was issued. As section 20.9(b) of our Bid Protest Procedures (4 C.F.R. part 20 (1978)) requires that requests for reconsideration be filed with our Office not later than 10 working days after the basis of the request is known or should have been known, the HEW request is untimely. Department of Commerce-Request for Reconsideration, B-186939, July 14, 1977, 77-2 CPD 23.

Therefore, the request for reconsideration is not for consideration on the merits.

Deputy Comptroller General
of the United States