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DECISION



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

FILE: B-198690 DATE: June 10, 1980

MATTER OF: Refre and Associates 4495

DIGEST:

INVOLVING

[Protest of ~~award under~~ resolicitation] resulting from termination for default of previous contract for same services is dismissed since protester did not bid on resolicitation and denial of its protest with respect to first solicitation left no issues to be resolved.

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Refre and Associates (Refre) protests the award on April 2, 1980 of contract No. F02601-80-C0009 for shelf stocking and commissary services to Valley Security Systems (Valley) by the U.S. Air Force at Davis-Monthan Air Force Base. This contract resulted from a resolicitation after a previous contract for the same services held by Lewis Management and Services Company (Lewis) was terminated for default. Refre did not bid on the resolicitation because of its expectation of receiving an award as a result of a favorable decision on its protest then pending in this Office with respect to the previous award to Lewis. Our decision, however, denied Refre's protest. Refre and Associates, B-196097, April 25, 1980, 80-1 CPD 298.

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Refre's position is that no award should have been made under the resolicitation because it was entitled to award under the first solicitation which Refre protested. It does not otherwise challenge the propriety of the award to Valley. However, our decision

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of April 25, 1980 found its protest with respect to the initial solicitation to be without merit or not for consideration under our Bid Protest Procedures, 4 C.F.R. § 20.2(b)(1) (1980). Thus, there is no remaining issue to be resolved and this protest is dismissed.

Harry R. Jan Cleva
for Milton J. Socolar
General Counsel