

1994

Herring
Part I

DECISION



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

PLI

[Protest Alleging Solicitation Improprieties]

FILE: B-200020

DATE: September 18, 1980

MATTER OF: Technical Services Company, Inc.

DIGEST:

Protest, based on apparent solicitation improprieties, filed after bid opening date is untimely.

Technical Services Company, Inc. (Technical), protests a specification requiring the use of Simplex Electronic Clocks, contained in the invitation for bids for construction of the Tsaille Elementary School, issued by the Bureau of Indian Affairs. Technical argues that the specification restricts competition.

Our Bid Protest Procedures, 4 C.F.R. § 20.2(b)(1) (1980), state that alleged improprieties in a solicitation:

"* * * which are apparent prior to bid opening or the closing date for receipt of initial proposals shall be filed prior to bid opening or the closing date * * *"

The bid opening date here was July 23, 1980. Technical's protest was filed on August 18, 1980. Therefore, the protest is untimely and not for consideration on the merits. CSR Incorporated, B-199670, August 13, 1980, 80-2 CPD _____.

Milton J. Socolar

Milton J. Socolar
General Counsel

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