

Boyle

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**DECISION**



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

FILE: B-200772

DATE: November 18, 1980

MATTER OF: Computer Sharing Services, Inc.

**DIGEST:**

[Protest of alleged solicitation improprieties] not filed prior to closing date for receipt of initial proposals is untimely and not for consideration on merits.

Computer Sharing Services, Inc. (CSS), protests any award or determination to perform the work in-house under request for proposals (RFP) No. RFP L/A 80-22 issued by the Department of Labor for comprehensive computer support services at Labor's Denver Computer Center. The RFP's closing date for receipt of initial proposals was September 8, 1980.

CSS essentially contends, in its protest filed here on October 8, 1980, that the RFP is improper and incomplete because CSS required additional information to select the appropriate processor to run the subject application. CSS specifically lists seven items of information which it believes are necessary to prepare an acceptable proposal. CSS also explains that the RFP did not precisely define the requirements for a backup facility.

Protests alleging solicitation improprieties, which are apparent prior to the closing date for receipt of initial proposals, as here, must be filed prior to the closing date as provided in section 20.2(b)(1) of our Bid Protest Procedures. 4 C.F.R. part 20 (1980). See California Computer Products, Inc., B-193611, March 16, 1979, 79-1 CPD 150. Accordingly, CSS's protest filed here on October 8, 1980, is untimely and will not be considered on the merits.

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California Aero Dynamics Corporation, B-194967,  
October 25, 1979, 79-2 CPD 293; United Computer  
Systems, Inc., B-198782, May 23, 1980, 80-1 CPD 361.

*Harry R. Van Cline*  
for Milton J. Socolar  
General Counsel