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DECISION



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

FILE: B-201484

DATE: May 12, 1981

MATTER OF: Urban Enterprises

DIGEST:

[Protest against agency's refusal to allow correction of alleged mistake in bid] need not be decided since corrected bid would no longer be low and acceptance of original bid price would be unfair to other bidders in view of alleged mistake.

Urban Enterprises has protested the denial of its request for correction of an alleged mistake in bid submitted under invitation for bids (IFB) No. F41800-80-B-0525 issued by the United States Air Force at Kelly Air Force Base, Texas.

Twenty-eight bids were received in response to the IFB for custodial services and Urban was determined to be the low bidder at bid opening on September 9, 1980. However, on October 24, 1980, Urban alleged a mistake in its bid and, on November 3, 1980, provided documentation to support the claimed mistake.

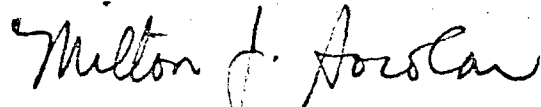
On November 26, 1980, Urban was advised by the Air Force that while clear and convincing evidence had been presented to support a mistake in its bid, the evidence was insufficient to clearly establish Urban's intended bid price. Therefore, the Air Force advised Urban that it could withdraw its bid and would no longer be considered for award.

We find it unnecessary to reach the merits of Urban's protest because, assuming all the facts as stated by Urban, correction of Urban's bid to its alleged intended bid price would

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result in Urban no longer being the low bidder. Further, since it is clear that Urban's corrected price would not be low, it would be unfair to other bidders to allow Urban to waive its mistake in bid. Lilly Distributing Company of San Antonio, B-193692, March 23, 1979, 79-1 CPD 199.

The protest is denied.



Acting Comptroller General
of the United States