

119401

DECISION



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

FILE: B-203532

DATE: September 8, 1982

MATTER OF: Waterbury Lock & Specialty Company

DIGEST:

Protest against Small Business Administration (SBA) Regional Office determination that protester is "other than a small business," which protester also is appealing to the SPA Size Appeals board, is dismissed, since SBA has conclusive authority to determine business size status.

Waterbury Lock & Specialty Company (Waterbury) protests the decision by the Small Business Administration (SBA) Regional Office that Waterbury is "other than a small business" for purposes of solicitation No. DLA500-82-B-3003 issued by the Defense Industrial Supply Center. Waterbury also has appealed the decision to the SBA Size Appeals Board.

Under 15 U.S.C. § 637(b)(6) (1976), the SBA is empowered to conclusively determine small business size status for Federal procurements. Therefore, we do not consider size status protests. Schneider Security Agency, Inc., B-206083, March 4, 1982, 82-1 CPD 202.

The protest is dismissed.

Harry R. Van Cleve
Harry R. Van Cleve
Acting General Counsel