

DECISION



THE COMPTROLLER GENERAL  
OF THE UNITED STATES

WASHINGTON, D.C. 20541

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FILE: B-212280

DATE: July 21, 1983

MATTER OF: Belding Bros. Contractors, Inc.

**DIGEST:**

The protest concerning small business size status of apparent low bidder is not subject to review by the General Accounting Office; by law it is a matter for determination by the Small Business Administration.

Belding Bros. Contractors, Inc. (Belding Bros.), protests the size status of the low bidder under requests for proposals Nos. SS-7857-JCM and CO-7969-JCM, issued by the Department of Energy (DOE).

Belding Bros. contends that the bidder is not qualified, under the small business set-aside provision, to bid on the solicitations.

This office does not review size status protests. The Small Business Administration (SBA) has sole authority to determine matters of small business size status for Federal procurement or sales purposes. See A & R Window Cleaning & Janitorial Service, Inc., B-197612, March 28, 1980, 80-1 CPD 231. We have also been informally notified by DOE, the contracting agency, that Belding Bros.' protest has been referred to the SBA.

The protest is dismissed.

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

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