

DECISION**THE COMPTROLLER GENERAL
OF THE UNITED STATES
WASHINGTON, D. C. 20548****FILE:** B-214907**DATE:** May 2, 1984**MATTER OF:** Diversified Industries**DIGEST:**

Protest not received in our Office within 10 working days after the protester knew or should have known of the basis of its protest is untimely and will not be considered.

Diversified Industries (Diversified) protests the rejection of its bid under invitation for bids No. 409-1-23-84 issued by the Department of the Interior. By letter dated March 21, 1984, Interior informed Diversified that its bid was being rejected and that award was being made to another bidder. Diversified's protest was received in our Office on April 10.

Section 21.2(b)(2) of our Bid Protest Procedures, 4 C.F.R. § 21.2(b)(2) (1983), provides that a protest must be filed within 10 working days after the basis for the protest is known or should have been known. Diversified indicates that the March 21 letter was received by Diversified on March 22. Since the protest was not filed within 10 working days, as required, it is untimely and will not be considered.

Harry R. Van Cleve

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Acting General Counsel