

DECISION

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

28402

FILE: B-215282**DATE:** May 29, 1984**MATTER OF:** The Raymond Corporation**DIGEST:**

GAO does not review an affirmative determination of responsibility absent a showing of possible fraud or bad faith or misapplication of a definitive responsibility criteria, circumstances not present here.

The Raymond Corporation protests any award to Plymouth Locomotive under invitation for bids No. DLA700-84-B-4609 issued by the Defense Logistics Agency for warehouse type vehicles. Raymond expresses doubt that Plymouth can successfully produce the vehicles.

Whether Plymouth has the capability of producing an acceptable vehicle is a matter of responsibility. We do not review an agency's affirmative determination of responsibility unless there is a showing of possible fraud or bad faith on the part of procuring officials or that the solicitation contains definitive responsibility criteria which the procuring officials failed to apply. American International Rent-A-Car, B-214353, Feb. 27, 1984, 84-1 CPD ¶ 253. Neither exception is applicable here.

The protest is dismissed.

Harry R. Van Cleve

Harry R. Van Cleve
Acting General Counsel

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