

DECISION

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

FILE: B-216916

DATE: November 15, 1984

MATTER OF: Traffic Marketing Development Services,
U.S.A., Inc.

DIGEST:

Protest against rejection of proposal in response to RFP as unacceptable for failing to submit technical proposal is summarily denied where RFP adequately informed offerors that technical proposal was required.

Traffic Marketing Development Services, U.S.A., Inc. (TMDSUSA), has protested the rejection of its proposal for freight forwarding services under request for proposals (RFP) 84-006, issued by the Agency for International Development (AID), La Paz, Peru.

TMDSUSA states that it has been treated unfairly. It indicates that its proposal was rejected as unacceptable because it was missing a technical proposal. TMDSUSA references page 34 of the RFP entitled "Evaluation Factors for Award" which it believes did not provide that a technical proposal was required. TMDSUSA contends that it understood this page to mean that offerors would be "evaluated under a weight criteria and no technical proposal is requested or understood to be given and attached to the solicitation." Apparently, TMDSUSA merely submitted a one-page cover letter and the executed and completed Standard Form 33, Solicitation, Offer and Award document, to AID in response to the RFP.

We summarily deny this protest without obtaining an agency report since the protest is clearly without merit on its face. 4 C.F.R. § 21.3(g) (1984).

Page 34 of the RFP states, in part:

"EVALUATION FACTORS FOR AWARD

"The criteria set forth below will serve as the basis upon which your technical proposal will be evaluated. The relative order of importance

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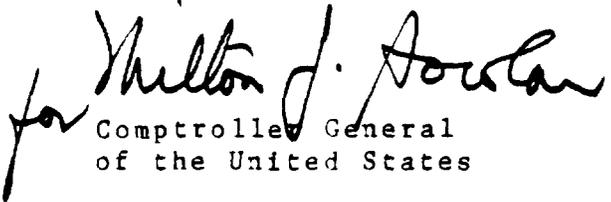
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of the technical criteria is indicated by approximate weighting, so that offerors will know which areas require emphasis in the preparation of proposals.

"Evaluation Criteria Weight

- 1. Understanding of the Project as evidenced by technical proposal 17"
(Emphasis added.)

Thereafter followed a list of other technical criteria, their respective weights, and information required to be submitted to evaluate each criterion. Even assuming the RFP did not elsewhere request a technical proposal, we believe the above-quoted provisions on page 34 adequately informed offerors that a technical proposal was required and that an offeror who failed to submit information addressing the listed technical criteria did so at the risk of being rejected as unacceptable. See Western Graphtec, Inc., B-212971, May 14, 1984, 84-1 C.P.D. ¶ 517.

for 
 Comptroller General
 of the United States