

DECISION



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

29841

FILE: B-216988

DATE: November 26, 1984

MATTER OF: Mitchell Management Systems Inc.

DIGEST:

Allegation that RFP is restrictive of competition is dismissed as untimely when not filed before the closing date for receipt of proposals.

Mitchell Management Systems Inc. (MMS) protests that request for proposals (RFP) No. DAHC06-84-R-0016 issued by the Department of the Army is restrictive of competition.

We dismiss the protest.

Our Bid Protest Procedures, 4 C.F.R. § 21.2(b)(1) (1984), require that protests based upon alleged solicitation improprieties that are apparent before the closing date for receipt of initial proposals be filed before that date. MMS filed its protest against the RFP on October 31, 1984. The closing date for proposals was October 19, 1984. Since MMS did not protest the alleged RFP impropriety until after the closing date, the protest is untimely and will not be considered.

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

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