

DECISION

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

FILE: B-220576

DATE: October 10, 1985

MATTER OF: Lion Brothers Company, Inc.

DIGEST:

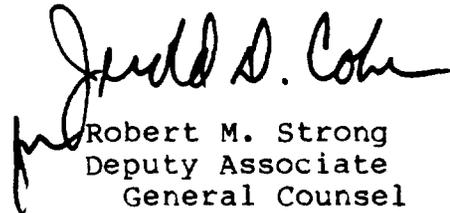
Protest is dismissed as academic where agency has resolved issue in favor of the protester and awarded it a contract.

Lion Brothers Company, Inc. (Lion Brothers), protests the rejection of its bid as nonresponsive under solicitation No. CO-23-85, issued by the Immigration and Naturalization Service (INS), and the cancellation of the solicitation.

However, we have been advised informally by INS that it has concluded that the bid submitted by Lion Brothers is responsive and that award will be made to Lion Brothers.

Since Lion Brothers will be awarded the contract, the protest is academic and will not be considered on the merits. See Keen Surveys, B-214523, July 26, 1984, 84-2 C.P.D. ¶ 116.

The protest is dismissed.


Robert M. Strong
Deputy Associate
General Counsel

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