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The Comptroller General
of the United States

Washington, D.C. 20548

Decision

Matter of: Alan Scott Industries

File: B-223121.2; B-223122.2; B-223123.2

Date: August 6, 1986

DIGEST

1. Protest that procuring activity did not provide adequate specifications and drawings and refused to supply samples is denied where protester does not produce any evidence to support its protest.
2. GAO does not conduct investigation to determine the validity of a protester's speculative statements.

DECISION

Alan Scott Industries (ASI) protests any award of a contract under request for proposals (RFP) DLA120-86-R-1196, DLA120-86-R-1183, and DLA120-86-R-1184, issued by the Defense Personnel Support Center (DPSC), for various medical instruments.

ASI alleges that the specifications and drawings are inadequate and that DPSC has refused to supply samples of the specified instruments. ASI requests that we review various pretrail depositions and testimony, not furnished our Office, given in a recent court case for support of its position.

We deny the protest.

All three solicitations contain detailed descriptions and measurements of the requested medical instruments, each referencing the applicable Medical Procurement Item Description. ASI states, without elaboration, that the supplied drawings do not meet required mechanical drawing standards to allow for the production of dies. With respect to ASI's contention that samples are not available, DPSC asserts that it has no objection to providing samples as allowed under the applicable regulations.

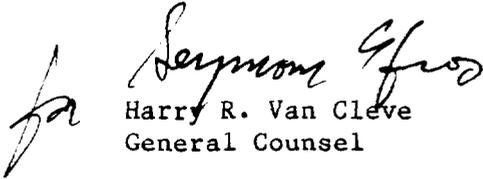
The protester has the burden of affirmatively proving its case. Serv-Air, Inc., B-216582, Jan. 16, 1985, 85-1 C.P.D. ¶ 42. Our Office will not conduct an investigation to establish whether a protester's

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speculative statements are valid. Kisco Company Inc., B-216646, Jan. 18, 1985, 85-1 C.P.D. ¶ 56.

ASI has not furnished any evidence in support of its general allegations and we have rejected these same arguments made by ASI in numerous prior decisions. See Alan Scott Industries, B-219295, Sept. 16, 1985, 85-2 C.P.D. ¶ 292, and decisions cited therein. ASI has failed to meet its burden of proof.

The protest is denied.

 Harry R. Van Cleve
General Counsel