



The Comptroller General
of the United States

Washington, D.C. 20548

Decision

Matter of: Ferguson Transportation, Inc.
File: B-227083
Date: May 6, 1987

DIGEST

Protest timely filed with General Accounting Office (GAO) regional office but not received at GAO Headquarters address specified in bid protest regulations until more than 10 working days after protester knew of basis of protest is untimely and will not be considered.

DECISION

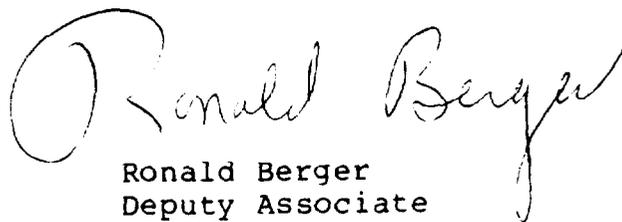
Ferguson Transportation, Inc., protests the rejection of its bid by the General Services Administration under solicitation No. AT/DQ 2004. The protest is untimely.

The protest was sent to our regional office in Atlanta, Georgia and was received there on April 27. The protest was then forwarded to us in Washington on April 28; we received it on April 30. Our bid protest regulations provide that for a protest to be timely it must be filed with us within 10 days of when the protester knows the basis of protest. 4 C.F.R. § 21.2(a)(2) (1986). Our regulations further require that protests be filed with us at our headquarters building in Washington, D.C., marked to the attention of the Procurement Law Control Group. 4 C.F.R. § 21.1(b). Consequently, filing a protest with our regional office does not satisfy the protest filing requirement of the regulation, and we therefore must measure the timeliness of the protest from its receipt in our Washington office. Little People's Productivity Center, Inc., 65 Comp. Gen. 433 (1986), 86-1 CPD ¶ 286, affirmed, B-222103.2, Apr. 17, 1986, 86-1 CPD ¶ 379; ISS Energy Services, Inc., B-216030, Aug. 27, 1984, 84-2 CPD ¶ 230, affirmed, B-216030.2, Jan. 7, 1985, 85-1 CPD ¶ 23. The protester states that it learned

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of its basis of protest not later than April 14;
consequently the protest filed here on April 30 was not
filed within the required 10-day period and is untimely.

The protest is dismissed.

A handwritten signature in cursive script that reads "Ronald Berger". The signature is written in black ink and is positioned to the left of the typed name and title.

Ronald Berger
Deputy Associate
General Counsel