



Comptroller General  
of the United States

4422812

Washington, D.C. 20548

# Decision

**Matter of:** Kinsmen Corporation--Reconsideration

**File:** B-257830.3

**Date:** December 28, 1994

## DECISION

Kinsmen Corporation requests reconsideration of our August 4, 1994, dismissal of its protest against the decision of the Department of the Navy to reject its bid under invitation for bids (IFB) No. N62472-93-B-2036. The Navy rejected Kinsmen's bid because the power of attorney attached to its bid bond contained a restriction--"THIS POWER OF ATTORNEY EFFECTIVE ONLY IF ATTACHED TO BOND NO. 9406171"--and the bond was not numbered. Kinsmen asserted that the discrepancy was a minor error. We dismissed the firm's protest because ambiguous aspects of bid bonds and powers of attorney are not matters of form which can be waived. A.W. & Assocs., Inc., 69 Comp. Gen. 737 (1990), 90-2 CPD ¶ 254.

We deny the request for reconsideration because the request provides no basis for reconsidering our prior decision.

In its request for reconsideration, the protester argues that the restrictive language is not part of the power of attorney itself and characterizes it as "extraneous language" which can in effect be ignored. On the contrary, as we explained in our original decision, the language placed a clear restriction on the power of attorney.

The protester in essence repeats arguments it made previously, and which we rejected, and expresses disagreement with our decision. Under our Bid Protest Regulations, to obtain reconsideration the requesting party must show that our prior decision may contain either errors of fact or law or present information not previously considered that warrants reversal or modification of our decision. 4 C.F.R. § 21.12(a) (1994). The repetition of arguments made during our consideration of the original protest and mere disagreement with our decision do not meet this standard. R.E. Scherrer, Inc.--Recon., B-231101.3, Sept. 21, 1988, 88-2 CPD ¶ 274.

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Acting Associate General Counsel