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Comptroller General
of the United States

Washington, D.C. 20548

Decision

Matter of: MP Water, Ltd.--Reconsideration

File: B-257954.4

Date: February 14, 1995

DECISION

MP Water, Ltd. requests reconsideration of our denial of its request for declaration of entitlement to costs. MP Water, Ltd.--Entitlement to Costs, B-257954.3, Nov. 14, 1994, (unpub.). We deny the request.

In our decision, we pointed out that we will find an entitlement to costs only where an agency unduly delayed taking corrective action in the face of a clearly meritorious protest. Oklahoma Indian Corp.--Claim for Costs, 70 Comp. Gen. 558 (1991), 91-1 CPD ¶ 558. Because we found that the agency took prompt corrective action, there was no basis for determining that the payment of protest costs was warranted. See Special Sys. Servs., Inc.--Entitlement to Costs, B-252210.2, June 8, 1993, 93-1 CPD ¶ 445.

The protester argues that our decision improperly focused on the agency's corrective action being taken prior to the due date for a combined report, without considering how long the agency took to act and the merits of the protest. The protester in essence repeats arguments it made previously 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 matter 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.

The request for reconsideration is denied.

Paul Lieberman
Acting Associate General Counsel