



Comptroller General
of the United States
Washington, D.C. 20548

Decision

Matter of: Systems Research Company
File: B-248706.2
Date: March 22, 1995

DECISION

Systems Research Company requests that we investigate the Department of the Air Force's unauthorized use of Systems Research's patented invention and the unfair reviews and evaluation of its proposed invention since 1978, in particular solicitation No. F19628-78-R-0225, PRDA No. PL/GRA 92-02.

A patent holder's remedy for any alleged government violation of its patent rights, resulting from a government procurement, is a suit for money damages against the government before the Court of Federal Claims. 28 U.S.C. § 1498 (1988 and Supp. V 1993). Consequently, that forum, not our Office, considers allegations of possible patent infringements in connection with procurement actions. Diversified Technologies: Almon A. Johnson, Inc., B-236035, Nov. 6, 1989, 89-2 CPD ¶ 427.

We are therefore closing our files on this matter.

Ronald Berger
Associate General Counsel