



Comptroller General
of the United States

300207

Washington, D.C. 20548

Decision

Matter of: Graves Plumbing Co., Inc.

File: B-261766

Date: July 20, 1995

DECISION

Graves Plumbing Co., Inc. protests the rejection of its bid and the award of a contract to the second low bidder under invitation for bids (IFB) No. N68950-95-B-7783, issued by the Naval Facilities Engineering Command for the conversion to natural gas usage of various buildings at the Naval Surface Warfare Center in Crane, Indiana. The Navy rejected Graves' bid because Graves failed to acknowledge an amendment to the IFB extending the performance period from 120 days to 180 days. Graves contends that its bid should not have been rejected because by agreeing to perform the services within a shorter time Graves did not gain any competitive advantage over other bidders.

Subsequent to the filing of this protest, the agency notified our Office that it will terminate the contract previously awarded to the second low bidder, Master Craft Mechanical, and award the contract to Graves. Protests of agency action become academic when contracting agencies grant the relief requested. Steel Circle Bldg. Co., B-233055; B-233056, Feb. 10, 1989, 89-1 CPD ¶ 139. Since it is not our practice to consider academic questions, the protest is dismissed. See East West Research, Inc.--Recon., B-233623.2, Apr. 14, 1989, 89-1 CPD ¶ 379.

Ralph O. White
Acting Assistant General Counsel