

M S Thomas



Comptroller General
of the United States

Washington, D.C. 20548

Decision

Matter of: Cowboy Construction

File: B-261853

Date: July 17, 1995

DECISION

Cowboy Construction protests the selection of another contractor by Gertrude Black Crow under her Section 504 Rural Housing Loan issued by the Department of Agriculture, Farmers Home Administration (FmHA).

The Section 504 Rural Housing Loans program provides home improvement loans to low income individuals in rural areas. Under the program, the borrower solicits quotes from contractors. The borrower then selects a quote and submits the quote to FmHA in order for the agency to verify the quote. See 7 C.F.R. § 1940.566 (1994) There is no contractual relationship between FmHA and the contractor. Since the subject of this protest does not involve the issuance of a solicitation, or the award or proposed award of a contract, the protest is dismissed.

Under the Competition in Contracting Act of 1984, 31 U.S.C. §§ 3551 et seq. (1988), we are authorized to consider protests concerning contracts for the "procurement of property or services." 31 U.S.C. § 3551(1). Our regulations provide for consideration of protests involving sales of government property only if the federal agency awarding the contract agrees in writing to have us do so. See 4 C.F.R. § 21.11 . Here, the federal agency involved has not done so. Under these circumstances, there is no basis for us to review the protest. See Columbia Communications Corp., B-236904, Sept. 18, 1989, 89-2 CPD ¶ 242.

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