



Comptroller General  
of the United States

1131127

Washington, D.C. 20548

## Decision

July 8, 1994

Mr.

Dear Mr. :

This responds to your March 1, 1994 appeal of our Claims Group's settlement Z-2868931, Feb. 16, 1994, which denied your claim for reimbursement of commercial air fare expenses for your March 1990 travel on a foreign air carrier for that portion of your travel from London to Houston and return. Your appeal presents nothing to change the conclusion in the Claims Group's settlement that the provisions in the Fly America Act, 49 U.S.C. App. § 1517 (1988), preclude reimbursement of the fare for the foreign air travel in question.

While it is unfortunate that you were unaware of the provisions of the Fly America Act, we are not authorized to waive the provisions of the Act. See e.g. , B-234719, Sept. 15, 1989, copy enclosed. Accordingly, the denial of your claim for reimbursement is affirmed.

Sincerely yours,

/s/ Seymour Efros  
for Robert P. Murphy  
Acting General Counsel

Enclosure

B-256736

July 8, 1994

## DIGEST

The Claims Group's denial of a claim for reimbursement of airfare for travel on a foreign carrier by an employee of the U.S. Information Service who was not aware of the provisions of the Fly America Act, 49 U.S.C. App. § 1517 (1988), is sustained, notwithstanding that it involved emergency travel arrangements made with a travel agent who was unaware of the Act's provisions requiring use of available U.S. air carriers.