



United States  
General Accounting Office  
Washington, D.C. 20548

Office of the General Counsel

B-234782

March 24, 1989

Hoxworth, Behnke & Girard Associates  
601 Chapel Avenue East  
Cherry Hill, New Jersey 08034

Attention: Mr. Raymond L. Girard  
President


Gentlemen:

This is in response to your letter of March 6, 1989, in which you contend that the Northern Division, Naval Facilities Engineering Command, is in possession of documents belonging to you. You state that the Navy obtained the documents from Kitchen and Associates and indicate that the Navy has refused to return them. You ask us to have these documents returned and to prevent the agency from awarding any contracts under the Competition in Contracting Act of 1984 (CICA).

In a subsequent telephone conversation with Mr. John Brosnan of this Office, you stated that your firm had provided the documents to Kitchen pursuant to a contract with that firm. Kitchen, as a prime contractor with the Navy, passed the documents on to the agency. Your demand that the documents be returned is based on the contention that Kitchen has not paid your firm for the documents.

We are unable to assist you in this matter. This appears to involve a private matter between your firm and Kitchen which cannot be resolved by our Office.

Sincerely yours,



Ronald Berger  
Associate General Counsel