



Comptroller General  
of the United States

Washington, D.C. 20548

# Decision

**Matter of:** United Valve Company/Federal Industries, Inc.

**File:** B-270434

**Date:** November 7, 1995

## DECISION

United Valve Company/Federal Industries, Inc. protests the terms of solicitation No. SPO740-95-R-0442, issued by the Defense Logistics Agency.

The protest, as filed with our Office, does not establish a basis for challenging the agency's action and, accordingly, must be dismissed.<sup>1</sup>

The jurisdiction of our Office is established by the bid protest provisions of the Competition in Contracting Act of 1984, 31 U.S.C. §§ 3551-3556. Our role in resolving bid protests is to ensure that the statutory requirements for full and open competition are met. Brown Assocs. Mgmt. Servs., Inc.-Recon., B-235906.3, Mar. 16, 1990, 90-1 CPD ¶ 299.

To achieve this end, our Bid Protest Regulations require that a protest include a detailed statement of the legal and factual grounds of a protest, Section 21.1(c)(4), 60 Fed. Reg. 40,737, 40,740 (Aug. 10, 1995) (to be codified at 4 C.F.R. § 21.1(c)(4)), and that the grounds stated be legally sufficient. Section 21.1(e), 60 Fed. Reg. supra (to be codified at 4 C.F.R. § 21.1(e)). These requirements contemplate that protesters will provide, at a minimum, either allegations or evidence sufficient, if uncontradicted, to establish the likelihood that the protester will prevail in its claim of improper agency action. Robert Wall Edge-Recon., 68 Comp. Gen. 352 (1989), 89-1 CPD ¶ 335.

<sup>1</sup>Contrary to the protester's assertion, the solicitation does not include a qualified products list requirement. The agency states that it is evaluating the protester's proposal in accordance with the terms of the solicitation, without reference to any qualified products list requirement.

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This protest does not include sufficient factual information to establish the likelihood that the agency here violated applicable procurement laws or regulations. Therefore, it must be dismissed without further action. Section 21.5(f), 60 Fed. Reg. at 40,742 (to be codified at 4 C.F.R. § 21.5(f)).

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