



Comptroller General
of the United States

Washington, D.C. 20548

160785

Decision

Matter of: STPC, Inc.

File: B-280441.2

Date: July 8, 1998

James R. Harris, Esq., Harris & Greenwell, L.L.P., for the protester.
Jerold D. Cohen, Esq., Office of the General Counsel, GAO, participated in the preparation of the decision.

DIGEST

GAO will not consider a protest alleging that an agency issued a task order to a vendor that submitted an unacceptable task-order proposal in a competition among firms holding indefinite-delivery, indefinite-quantity contracts covering the work involved. The law specifically provides that a protest is not authorized in connection with the issuance of a task order except for a protest alleging that the order increases the scope, period, or maximum value of the contract under which the order is issued.

DECISION

STPC, Inc. protests the issuance of a task order to Southern Contracting, Inc. to install new siding on certain housing units at the Naval Air Station in Corpus Christi, Texas. We dismiss the protest.

STPC, Southern, and two other firms hold indefinite-delivery, indefinite-quantity contracts with the Small Business Administration (SBA), awarded through the section 8(a) program, for construction, renovations, alterations, and repair of Navy shore facilities located in the south Texas area. The prime contract between the SBA and the Navy (no. N62467-97-D-0964) provides that the four contractors compete for task orders; each firm is guaranteed a minimum of \$75,000 worth of work. According to the protester, for the particular task order in issue here, three of the four firms responded to the Navy's request for task-order proposals, in which the agency specified a number of technical evaluation criteria and advised that the lowest-priced technically acceptable proposal would be selected. STPC protests that Southern's lower-priced task-order proposal should have been found unacceptable.

We will not review the Navy's selection of Southern for the work. The law specifically provides that a protest is "not authorized" in connection with the

issuance of a task order except for a protest alleging that the order increases the scope, period, or maximum value of the contract under which the order is issued. 10 U.S.C.A. § 2304c(d) (West Supp. 1998). STPC's protest therefore is dismissed.

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