

01638

DECISION



**THE COMPTROLLER GENERAL
OF THE UNITED STATES
WASHINGTON, D. C. 20548**

**E. J. Artanen
Proc. II**

FILE: B-188158

DATE: March 25, 1977

MATTER OF: GSE Dynamics, Inc.

DIGEST:

Protest against alleged ambiguous delivery schedule filed after closing date for receipt of initial proposals is untimely.

In its letter of February 14, 1977, GSE Dynamics, Inc. first protested the allegedly ambiguous delivery requirements included in request for proposals No. DAAA09-76-R-9163, issued by the U.S. Army Armament Command, Rock Island, Illinois. The closing date for the receipt of initial proposals was September 27, 1976.

As provided in § 20.2(b)(1) of our Bid Protest Procedures, 4 C.F.R. § 20.2(b)(1)(1976), a protest based upon an alleged impropriety in any type of solicitation, which is apparent prior to bid opening or the closing date for receipt of initial proposals, must be filed "prior to bid opening or the closing date for receipt of initial proposals." Since the protest was not filed prior to the closing date for receipt of proposals, the protest is untimely and will not be considered by our Office.

Paul G. Dembling
Paul G. Dembling
General Counsel