

DOCUMENT RESUME

03596 - [A2513628]

[Determination by the Small Administration to Deny Certificate of Competency]. B-18418. September 2, 1977. 1 pp.

Decision re: Clarksburg Coating Corp.; by Milton Socolar (for Paul G. Dembling, General Counsel).

Issue Area: Federal Procurement of Goods and Services (1900).

Contact: Office of the General Counsel: Procurement Law I.

Budget Function: National Defense: Department of Defense - Procurement & Contracts (058).

Organization Concerned: Department of Defense: Defense Personnel Support Center, Philadelphia, PA; Small Business Administration.

Authority: 15 U.S.C. 637(b)(7). B-185390 (1975). B-184973 (1976).

Company protested a determination of nonresponsibility by the contracting officer and subsequent denial of a certificate of competency (COC) by the Small Business Administration (SBA). GAO does not review determinations by SBA to issue or deny a CCC. (MTW)

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**DECISION**



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

FILE: B-189418

DATE: September 2, 1977

MATTER OF: Clarksburg Coating Corporation

**DIGEST:**

Under 15 U.S.C. § 637(b)(7), Small Business Administration has authority to issue or deny certificate of competency (COC) and our Office will not review SBA determination, require issuance of COC or require reopening of a case when COC has been denied, as here.

Clarksburg Coating Corporation (Clarksburg) has protested a determination of nonresponsibility by the contracting officer under solicitation No. DSA100-77-B-0714, issued by the Defense Personnel Support Center, Philadelphia, Pennsylvania.

Our Office has been advised that following the contracting officer's determination, the matter was referred to the Small Business Administration (SBA) for consideration of the possible issuance of a certificate of competency (COC) because of Clarksburg's status as a small business. On July 29, 1977, SBA declined to issue a COC.

Under 15 U.S.C. § 637(b)(7) (1970), the SBA has the authority to issue or deny a COC and our Office will not review an SBA determination, require issuance of a COC, or require reopening of a case when a COC has been denied. Zinger Construction Company, Inc., B-185390, December 16, 1975, 75-2 CPD 397; Trilon Educational Corporation, B-184973, July 16, 1976, 76-2 CPD 49.

Accordingly, we are closing our file on the matter.

*for Milton J. Acosta*  
Paul G. Dembling  
General Counsel