

DECISION



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

11928

#L-1
Mr. Fleeman

D-60
3261

FILE: B-196497

DATE: November 5, 1979

MATTER OF: Marquette Electronics Inc.

[Protest Concerning Size Status of Awardee Firm]

DIGEST:

1. Question concerning small business size status of bidder is not for consideration by GAO since exclusive authority over question is vested in SBA by statute.
2. Whether equipment bid complies with specifications is matter of contract administration, which is responsibility of procuring activity, not GAO.

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AGC 846*

The Walter Reed Army Medical Center issued invitation for bids (IFB) DADA15-80-C-0001. The procurement was set aside for small business. Cambridge Instruments Co., Inc. (Cambridge), submitted the low bid. The next low bid was submitted by Marquette Electronics Inc. (Marquette), the protester.

Subsequent to bid opening, Marquette filed a protest with our Office. The bases of protest are as follows:

1. Cambridge is not a small business and, consequently, is ineligible for award.
2. The equipment offered by Cambridge does not meet IFB specifications.

Under 15 U.S.C. § 637(b)(6) (1976), the Small Business Administration has been given exclusive authority to determine matters of small business size status for procurement purposes. Therefore, our Office will not review questions of a bidder's small business size status. Sunshine Peninsula, Inc. B-184294, July 14, 1975, 75-2 CPD 33. The matter of Cambridge's size has been referred to the Small Business Administration.

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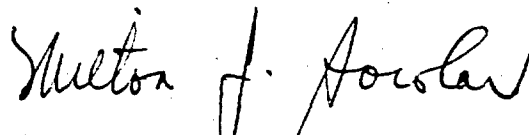
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*Contract Administration
Small business
set-aside
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AGC 2
Contract award
protest*

B-196497

Further, whether the equipment bid complies with specifications is a matter of contract administration, which is the responsibility of the procuring activity, not GAO. Masoneilan Regulator Company, B-188980, February 24, 1978, 78-1 CPD 154.

Accordingly, we are closing our file in this matter.



Milton J. Socolar
General Counsel