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DECISION



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

[Untimely Protest of Army Contract Award]

FILE: B-201392

DATE: February 9, 1981

MATTER OF: Security Assistance Forces &
Equipment OHG

DIGEST:

Protest received at GAO more than 10 working days after basis for protest was known is dismissed as untimely filed.

Security Assistance Forces & Equipment OHG (SAFE) protests against a contract for Motorola components issued by the Department of the Army on a sole-source basis.

SAFE received a letter from the Army on November 8, 1980, notifying it of the sole-source contract. By letter dated November 10, 1980, to our Office, SAFE contested the justification for sole-source award. We received SAFE's letter on November 25, 1980.

Our Bid Protest Procedures require that a protest to our Office against the award of a contract be "filed not later than 10 [working] days after the basis for protest is known or should have been known, whichever is earlier," 4 C.F.R. § 20.2(b)(2) (1980), and define "filed" as "receipt in the General Accounting Office." 4 C.F.R. § 20.2(b)(3). Ling Electronics, Inc., B-197748, August 6, 1980, 80-2 CPD 96. Therefore, the protest is dismissed.

Milton J. Socolar

Milton J. Socolar
General Counsel

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