

DECISION

24625
THE COMPTROLLER GENERAL
OF THE UNITED STATES
WASHINGTON, D. C. 20548

FILE: B-210818.2

DATE: March 25, 1983

MATTER OF: M & M Services, Inc.

DIGEST:

Protest against alleged specification improprieties in solicitation, which were apparent prior to bid opening, is untimely when filed after bid opening.

M & M Services, Inc. (M&M), protests a change in the specifications under invitation for bids (IFB) No. 65501-83-B-0004 issued by Elmendorf Air Force Base, Alaska. M&M contends that the Air Force improperly inflated workload requirements by adding workload in one area without compensating for the increased workload with corresponding reductions of workload in other areas. M&M believes that this improper inflation misled bidders who bid lower than M&M.

We will not consider M&M's protest. Our Bid Protest Procedures require that a protest based upon alleged improprieties in an IFB, which improprieties are apparent prior to bid opening, must be filed prior to bid opening. 4 C.F.R. § 21 (1982); Edwards Enterprises, Inc., B-210818, March 8, 1983, 83-1 CPD _____. Bids were opened on February 11, 1983; however, M&M did not protest until February 22, 1983.

The protest is dismissed.

Harry R. Van Cleve
Harry R. Van Cleve
Acting General Counsel

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