

**DECISION**



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

**FILE:** B-214799

**DATE:** April 17, 1984

**MATTER OF:** Robinson Engineering, Inc.

**DIGEST:**

Protest not filed within 10 working days after protester learns the basis for its protest is dismissed as untimely.

Robinson Engineering, Inc. (Robinson), protests the rejection of the proposals it submitted in response to various requests for proposals issued by the Forest Service for proposals to do cadastral surveying.

The protest is dismissed.

The proposals were rejected based on the Forest Service's belief that California state statutes prohibited the survey method which Robinson intended to use.

Under our Bid Protest Procedures, a protest not based on a solicitation impropriety must be filed with this Office or the agency involved within 10 working days after the protester learns the basis of its protest. 4 C.F.R. § 21.2(a),(b)(2) (1983). The 10-working-day period begins when the protester receives a letter from the contracting agency advising that the proposal was rejected and the reason for the rejection. G.B.J. Inc., B-211214, April 4, 1983, 83-1 CPD 353.

Robinson states that it received written notification from the Forest Service stating the reason for the rejection of its proposals by a letter dated February 14, 1984. The record indicates that Robinson received this letter by March 2, 1984. Since we did not receive Robinson's protest until March 29, 1984, it is clearly untimely and we will not consider it on the merits. Nikiski Marine, Inc., B-214279, February 22, 1984, 84-1 CPD 227.

The protest is dismissed.

*Jr*  
*F. H. Barclay, Jr.*  
Harry R. Van Cleve  
Acting General Counsel