

DECISION



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

FILE: B-215644

DATE: July 9, 1984

MATTER OF: Erin Services International, Inc.

DIGEST:

GAO will not review a contracting officer's decision that a small business firm is not a responsible bidder since under law the Small Business Administration has authority to certify conclusively whether a small business is responsible.

Erin Services International, Inc. (Erin) protests the Department of the Air Force's determination that it is not a responsible bidder under solicitation No. F33601-84-B-0041.

Erin is a small business. The Small Business Administration (SBA) has the authority to ultimately determine a small business bidder's responsibility by issuing or declining to issue a certificate of competency (COC), and that determination is conclusive on this Office. 15 U.S.C. § 637(b)(7) (1982). The protester's submission indicates that the matter has been referred to the SBA. We therefore cannot consider the matter. Gabriel and Associates, B-210863, March 15, 1983, 83-1 CPD ¶ 261.

The protest is dismissed.

Harry R. Van Cleve

Harry R. Van Cleve
Acting General Counsel

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