

DECISION

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

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FILE:

B-215411.2

DATE: August 20, 1984**MATTER OF:**

Certified Mechanical Contractors, Inc.--
Request for Reconsideration

DIGEST:

Prior decision is affirmed on reconsideration where protester has not shown any error of fact or law which would warrant reversal of the decision.

Certified Mechanical Contractors, Inc. (CMCI), requests reconsideration of our decision in Certified Mechanical Contractors, Inc., B-215411, June 20, 1984, 84-1 C.P.D. ¶ 654. In that decision, we dismissed as untimely CMCI's protest against alleged solicitation improprieties because CMCI did not protest to the agency or GAO until after bid opening. See 4 C.F.R. § 21.2(b)(1) (1983); M & M Services, Inc., B-210818.2, Mar. 25, 1983, 83-1 C.P.D. ¶ 308.

In its reconsideration request, CMCI contends that the alleged solicitation improprieties were not apparent to CMCI until after the bids were opened.

CMCI has failed to show, and from the record we cannot see, why the alleged unduly restrictive nature of the specifications was not apparent to CMCI until after bid opening. Since CMCI has not shown any error of fact or law, our prior decision is affirmed. See 4 C.F.R. § 21.9 (1983); Treat Wood Products--Request for Reconsideration, B-214041.2, June 1, 1984, 84-1 C.P.D. ¶ 590.

Handwritten signature of Milton J. Fowler.

Acting Comptroller General
of the United States

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