

**DECISION**



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

Leikowitz

29834

**FILE:** B-216134.2

**DATE:** November 26, 1984

**MATTER OF:** The Jimmie Jones Company of Oklahoma City,  
Inc.--Reconsideration

**DIGEST:**

GAO will dismiss request for reconsideration of prior decision as untimely where it is not filed until 2 months after decision was issued.

The Jimmie Jones Company of Oklahoma City, Inc. requests reconsideration of our decision, Jimmie Jones Company of Oklahoma City, Inc., B-216134, Sept. 5, 1984, 84-2 CPD ¶ 259, in which we summarily denied Jones' protest regarding solicitation No. 7PF-52454/T4/75B, issued by the General Services Administration. That decision concerned GSA's failure to solicit Jones for the subject procurement.

We find Jones' request for reconsideration untimely.

Our Bid Protest Procedures, 4 C.F.R. § 21.9(b) (1984), require that requests for reconsideration be filed within 10 working days after the basis for reconsideration is known or should have been known. The 10-day period in this case began to run upon receipt of our decision. Acme Reporting Company, Inc.--Reconsideration, B-208964.6, Apr. 1, 1983, 83-1 CPD ¶ 341.

Although we cannot determine precisely when Jones received its copy of the decision, we think it is highly unlikely that more than 2 months elapsed between mailing of the decision by our Office and receipt by Jones.

Since Jones' request was not filed with our Office until November 9, 1984, the request for reconsideration is untimely and not for consideration on the merits.

We dismiss the request for reconsideration.

*Harry R. Van Cleve*  
Harry R. Van Cleve  
General Counsel

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