



Comptroller General
of the United States

Washington, D.C. 20548

Van Schaik 14-123

Decision

Matter of: Image Contracting, Inc.--Reconsideration

File: B-245599.2

Date: May 29, 1992

DECISION

Image Contracting, Inc. requests reconsideration of our decision Image Contracting, Inc., B-245599, Dec. 27, 1991, 91-2 CPD ¶ 588, in which we denied in part and dismissed in part its protest against the terms of request for proposals (RFP) No. DADA03-91-R-0045, issued by the Army for a fire alarm reporting system.

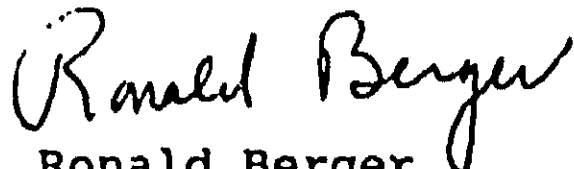
In its protest Image Contracting objected to the use of negotiated procedures for this requirement and contended that the specifications in the solicitation were inadequate. In our decision, we stated that Image Contracting had not shown that the contracting officer's decision to use negotiated procedures was unreasonable. We also dismissed the allegation concerning the specifications since the protest did not include specific information to allow us to determine which specifications Image Contracting considered deficient much less how those specifications were deficient.

In its reconsideration request, Image Contracting argues that its allegation that the specifications were inadequate should not have been dismissed since it provided sufficient information with its protest. In this respect, Image Contracting refers to "supporting information in the form of a copy of a letter I sent to Fitzsimmons AMC [Army Medical Command] regarding the inadequate specifications." Image Contracting argues that this letter "provided a line by line support of 9 items of the specifications that had inadequate answers by the Army."

As we explained in our initial decision, Image Contracting's protest to this Office did not state which specifications were objectionable and did not state that it had furnished the Army with a list of specific specification deficiencies. It was only with its comments on the agency report, dated October 21, 1991, that Image Contracting furnished a copy of a letter it sent to the agency on September 5 (it protested here on September 11). That letter raised nine issues concerning the specifications and asked the agency to respond with a solicitation amendment. To the extent that

the September 5 letter includes Image Contracting's specific objections to the specifications, that letter could and should have been provided to our Office when Image Contracting filed its protest on September 11. Because we do not permit the piecemeal presentation of protest evidence, Western Office Systems, Inc., B-225998, Feb. 26, 1987, 87-1 CPD ¶ 227, the information in that letter was inappropriate for consideration. It also could not serve as a new protest entitled to consideration since protests of solicitation improprieties must be filed before the time set for the submission of initial proposals. 4 C.F.R. § 21.2(a)(1) (1992).

To obtain reconsideration the requesting party must show that our prior decision may contain either errors of fact or law or present information not previously considered that warrants reversal or modification of our decision. 4 C.F.R. § 21.12(a). The protester has not done that here. Accordingly, the request for reconsideration is denied.



Ronald Berger
Associate General Counsel