



Comptroller General
of the United States

Washington, D.C. 20548

Decision

Matter of: Discount Machinery & Equipment, Inc.

File: B-256679

Date: March 17, 1994

DECISION

Discount Machinery & Equipment, Inc. protests the award of a contract by the Department of the Navy under solicitation No. N00123-93-R-0305.

The protest, as filed with our Office, does not establish a basis for challenging the agency's action and, accordingly, must be dismissed.

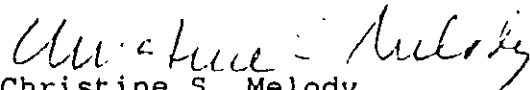
Discount's protest, dated March 10, 1994, states, in full, as follows:

"We are formally protesting the award & handling of Contract N00123-94-C-0075. This was a negotiated procurement and a machine which did not meet the specifications at the time of award was awarded the bid. We have had several correspondences with the agency but to no avail. We are awaiting a final decision from [the] legal dep[artment] that never came. If there are any questions please feel free to call."

The jurisdiction of our Office is established by the bid protest provisions of the Competition in Contracting Act of 1984, 31 U.S.C. §§ 3551-3556 (1988). Our role in resolving bid protests is to ensure that the statutory requirements for full and open competition are met. Brown Assocs. Mgmt. Servs., Inc.--Request for Recon., B-235906.3, Mar. 16, 1990, 90-1 CPD ¶ 299.

To achieve this end, our Bid Protest Regulations require that a protest include a detailed statement of the legal and factual grounds of a protest, 4 C.F.R. § 21.1(c)(4), and that the grounds stated be legally sufficient. 4 C.F.R. § 21.1(e). These requirements contemplate that protesters will provide, at a minimum, either allegations or evidence sufficient, if uncontradicted, to establish the likelihood that the protester will prevail in its claim of improper agency action. Robert Wall Edge--Request for Recon., 68 Comp. Gen. 352 (1989), 89-1 CPD ¶ 335.

Here, Discount has provided only a general statement objecting to the award. The protest, as filed, does not include sufficient factual information to establish the likelihood that the agency violated applicable procurement laws or regulations. Therefore, it must be dismissed without further action.


Christine S. Melody
Acting Associate General Counsel