



Comptroller General  
of the United States

Washington, D.C. 20548

## Decision

**Matter Of:** ABCO Services, Inc.

**File No.:** B-258536.2

**Date:** December 9, 1994

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### DECISION

ABCO Services, Inc. requests reconsideration of our dismissal of its protest against the specifications in solicitation No. 652-9-95 issued by the Department of Veterans Affairs. We dismissed the protest as untimely filed after bid opening.

We affirm the dismissal.

On reconsideration, ABCO does not dispute that its protest was untimely filed but instead argues that when the requested modifications were not made to the solicitation by the time bid opening took place it was forced to submit a bid, and that it was not until after submitting its bid that it was advised of our bid protest forum. This is not considered a defense to our timeliness rules since our Bid Protest Regulations and filing requirements are published in the Federal Register and the Code of Federal Regulations and protesters are charged with constructive notice of their contents. See Domation, Inc., B-228221, Sept. 28, 1987, 87-2 CPD ¶ 311.

The dismissal is affirmed.

A handwritten signature in cursive script, appearing to read "Ronald Berger".

Ronald Berger  
Associate General Counsel