



Comptroller General  
of the United States  
Washington, D.C. 20548

## Decision

**Matter Of:** Pueblo Enterprises, Inc.--Reconsideration

**File No.:** B-258335.2

**Date:** December 22, 1994

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### DECISION

Pueblo Enterprises, Inc. requests reconsideration of our decision dismissing its protest of the award of a contract to Architectural Systems Corporation (ASC) by the Department of the Air Force under invitation for bids No. F29651-94-B-0016. We dismissed the protest because a protester's challenge to the awardee's ability to perform the contract is generally not reviewed by our Office.

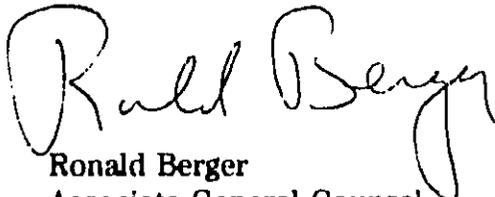
We deny the request.

On reconsideration, Pueblo asserts that we erred in interpreting its protest allegations. Pueblo states that it was not challenging ASC's ability to perform the contract but rather the validity of the award to ASC since ASC must have misinterpreted the requirements of the solicitation with regard to asbestos removal or made a mistake in its bid as evidenced by its low price. In support of its position, Pueblo again cites to Kumar Mechanical, Inc., B-240433, Nov. 13, 1990, 90-2 CPD ¶ 391, and Martin Contracting, B-241229.2, Feb. 6, 1991, 91-1 CPD ¶ 121.

In both cases we held that a bid properly was rejected after the agency, upon seeking verification of apparent low bids, learned that the bidders had misinterpreted requirements, had not bid on the basis of what the government was seeking, and desired to perform on the basis of their differing interpretation of the requirements. Here, there is no apparent dispute between the Air Force and ASC as to the interpretation of the specifications; there is only an assertion from Pueblo that ASC must not have interpreted the asbestos requirements properly by virtue of

its low price. Such an assertion is not a basis for protest as a competing bidder does not have the standing to claim an error or mistake in another company's bid. See W.M. Schlosser Co., Inc., B-254968, Oct. 1, 1993, 93-2 CPD ¶ 201. That is a matter for the bidder involved and the government. See Johnny F. Smith Truck & Dragline Serv., Inc., B-236984, Jan. 2, 1990, 90-1 CPD ¶ 4.

Accordingly, Pueblo's requests provides no basis for us to reconsider the dismissal, and the request for reconsideration is denied.

  
Ronald Berger  
Associate General Counsel