



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

# Decision

**Matter of:** Navigation Data Systems, Inc.  
**File:** B-260824.2  
**Date:** March 30, 1995

## DECISION

Navigation Data Systems, Inc. protests the sole source award by the Metropolitan Atlanta Rapid Transit Authority (MARTA) under request for proposals (RFP) No. 1167, previously part of RFP No. P780.


We dismiss the protest because we have no jurisdiction over procurements by MARTA since it is not a federal agency.

Our bid protest jurisdiction is limited to procurement of federal agencies. 31 U.S.C. § 3551 (1988); 4 C.F.R. § 21.1(a). A federal agency is:

"any executive department or independent establishment in the executive branch, including any wholly owned government corporation, and any establishment in the legislative or judicial branch, except the Senate, the House of Representatives and the Architect of the Capitol and any activities under his direction." 4 C.F.R. § 21.0(c).

The protester also contends that MARTA is not conducting the procurement in accordance with federal procurement standards as required under its grant from the Department of Transportation. We discontinued our prior practice of reviewing awards of contracts under federal grants in 1985 because we found that our review of grantee compliance with federal bidding requirements was no longer necessary. Consequently we will not consider such protests. See The George Sollitt Constr. Co., 64 Comp. Gen. 243 (1985), 85-1 CPD ¶ 150.

Accordingly, the protest is dismissed.

  
Michael R. Golden  
Acting Associate General Counsel