



... United States
General Accounting Office
Washington, D.C. 20548

Office of the General Counsel

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DEC 4 1986

The Honorable Gary Hart
United States Senator
1748 High Street
Denver, Colorado 80218

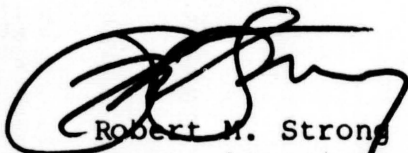
Dear Senator Hart:

This is in response to your letter of November 18, 1986, expressing interest in the protest by Jim Roby of Custom Engineering Inc. against the award of a contract to Metrox, Inc., by the Navy, under solicitation No. N61331-86-R-0051.

Custom Engineering protested that while Metrox agreed to comply with the solicitation specifications in its offer, Custom Engineering has reason to believe that Metrox plans to substitute nonconforming equipment in its performance of the contract. This allegation concerns either an affirmative determination of responsibility regarding Metrox by the contracting officer, or a matter of contract administration, neither of which constitute a valid basis for protest to our Office under our Bid Protest Regulations. By notice dated November 10 we dismissed the protest on this basis.

We trust this information is of assistance.

Sincerely yours,



Robert M. Strong
Deputy Associate
General Counsel