



Comptroller General  
of the United States

Washington, D.C. 20548

## Decision

**Matter of:** Tower Corporation--Second Reconsideration

**File:** B-254761.6

**Date:** August 19, 1994

### DECISION

Tower Corporation requests reconsideration of our prior decision in Tower Corp.--Recon., B-254761.4, July 5, 1994, 94-2 CPD ¶ 5, in which we denied its request for reconsideration of our decision in Tower Corp., B-254761.3, Mar. 8, 1994, 94-1 CPD ¶ 186.

We deny the second request because it is untimely.

Our Bid Protest Regulations contain strict rules requiring timely submission of protests, comments, and requests for reconsideration; specifically, a request for reconsideration must be filed within 10 working days after the requesting party knows or should know the basis for reconsideration. 4 C.F.R. § 21.12(b); MRL, Inc.--Request for Recon., B-235673.4, Aug. 29, 1989, 89-2 CPD ¶ 188.

Tower's second request was not filed in our Office until August 9, 1994. We view this filing as untimely because, in the absence of affirmative evidence to show otherwise, we assume that Tower received the July 5 decision within 1 calendar week of its issuance. See Caelus Devices, Inc., B-251336.3, Dec. 14, 1990, 90-2 CPD ¶ 491; Adrian Supply Co.--Recon., B-225472.3, Mar. 23, 1987, 87-1 CPD ¶ 328. Obviously, the August 9 filing does not meet the 10 day requirement.

Accordingly, the second request for reconsideration is denied.

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

Ronald Berger  
Associate General Counsel