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Mr. Berger

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GAO

United States General Accounting Office
Washington, DC 20548

Office of
General Counsel

In Reply
Refer to: B-198750

May 15, 1980

National Association for Industry-
Education Cooperation
235 Hendricks Boulevard
Buffalo, New York 14226

Attention: Donald M. Clark, President

Gentlemen:

This is in response to your letter of April 17, 1980, requesting that the General Accounting Office conduct an investigation of the ~~circumstances surrounding the award of a contract~~ by the U. S. Office of Education with a view toward having the contract rescinded.

Your request, as it pertains to the propriety of a particular contract award, would normally be treated as a bid protest under the procedures set forth at 4 C.F.R. Part 20 (1980). Those procedures require protests to be filed within 10 working days of when grounds for protest are known or should be known. It is clear from your letter that you have not met this filing requirement.

Our audit staff, however, is in the process of reviewing the Office (now Department) of Education procedures for awarding grants and contracts. While the auditors do not intend to examine the specific award you question, they will consider the concerns you have expressed during that review.

Sincerely yours,

Harry R. Can Clave
for Milton J. Socolar
General Counsel

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