

Epistle
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GAO

United States General Accounting Office
Washington, DC 20548

Office of
General Counsel

In Reply
Refer to: B-193267

January 15, 1979

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[Protest Concerning Anticipated Requirement for Follow-on Contract]

Patton, Boggs & Blow
2550 M Street N.W.
Washington, D.C. 20037

Attention: Robert H. Koehler, Esquire

Gentlemen:

CP602368

We refer to your letter dated December 19, 1978, regarding the protest filed on behalf of your client, KET, Incorporated, concerning the anticipated requirement for a follow-on contract to furnish disk memory subsystems for use by the Internal Revenue Service (IRS) to support its Integrated Data Retrieval System. By a report dated December 4, 1978, the IRS recommended that the protest be dismissed. *AGC 4*

The IRS has stated that it intends to issue a solicitation for such a requirement shortly. The IRS continues to use existing equipment under a delegation of procurement authority issued by the General Services Administration, authorizing such action on a month-to-month basis for not more than six months. However, you are not objecting to the six month extension of the existing contract, per se. In your December 19 letter, you state that "KET would not object to a determination by the General Accounting Office to hold this protest in abeyance for a reasonable period in order to determine if the [promised] solicitation * * * in fact blossom[s] into existence." *AGC 17*

letter

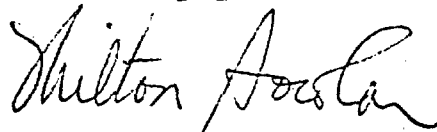


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Because the IRS recognizes that it must solicit its requirement as soon as practicable, there appears to be no issue pending before this Office which is now ripe for review. We therefore are closing our file in this matter without prejudice to your client's right to revive its complaint should future events warrant.

Sincerely yours,



Milton Socolar
General Counsel

cc: The Honorable Joseph T. Davis
Assistant Commissioner
(Resources Management)
Internal Revenue Service

Ms. Vivian H. Fleet
Contracting Officer
Internal Revenue Service