



Comptroller General  
of the United States

1021288

Washington, D.C. 20548

# Decision

Matter of: Herley-Vega Systems

File: B-262103

Date: August 28, 1995

## DECISION

Herley-Vega Systems protests the award of a contract under National Aeronautics and Space Administration (NASA) request for quotations (RFQ) No. 2-XP-8547. Herley-Vega maintains that the RFQ was a small business set-aside, and that NASA improperly made award to other than a small business.

We dismiss this protest as academic because NASA has advised our Office that it intends to terminate the awarded contract for the convenience of the government and resolicit the requirement.

The jurisdiction of our Office is established by the bid protest provisions of the Competition in Contracting Act of 1984, 31 U.S.C. §§ 3551-3556 (1988). Our role in resolving bid protests is to ensure that the statutory requirements for full and open competition are met. Brown Assocs. Management Servs., Inc.--Request for Recon., B-235906.3, Mar. 16, 1990, 90-1 CPD ¶ 299. We will not consider protests where the issue presented has no practical consequences with regard to an existing federal government procurement, and thus is of purely academic interest.

The protest is dismissed.

John M. Melody  
Assistant General Counsel

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