



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

Office of the General Counsel

B-230574.3

June 21, 1988

The Honorable Phil Gramm  
United States Senator  
712 Main, Suite 2400  
Houston, Texas 77002

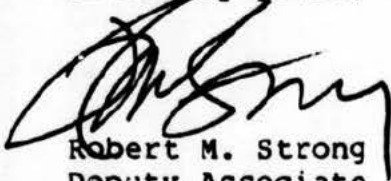
Dear Senator Gramm:

We refer to your communication dated May 11, 1988, received May 31, concerning the request of Calculus, Inc., that we reconsider our dismissal of its protest of an award to another bidder under invitation for bids No. 7-SI-21-00120/DC7732, issued by the Bureau of Indian Affairs, Department of the Interior.

Calculus' protest was dismissed on April 21, 1988, since it failed to timely respond to the contracting agency report as expressly required by section 21.3(e) of our Bid Protest Regulations, 4 C.F.R. § 21.3(e) (1988). On reconsideration, Calculus claimed that it timely mailed its comments on the report. However, the comments referenced by Calculus were not submitted to our Office, but instead to a Member of Congress. Consequently, by decision of May 2, 1988, copy enclosed, we affirmed our dismissal of Calculus' protest.

The enclosure with your letter is returned as requested.

Sincerely yours,



Robert M. Strong  
Deputy Associate  
General Counsel

Enclosures