



Comptroller General
of the United States

Washington, D.C. 20548

Decision

Matter of: Alpha Kappa Alpha Sorority, Inc.

File: B-260249

Date: February 2, 1995

DECISION

Alpha Kappa Alpha Sorority, Inc. protests the Department of Labor's decision not to exercise the options under contract No. 5-JC-936-39.

We dismiss the protest because a contractor has no legal right to compel the exercise of a contract option.

Contract options are exercised solely at the discretion of the government, and a contractor cannot compel an agency to exercise an option in its contract. California Shorthand Reporting, B-236680, Dec. 22, 1989, 89-2 CPD ¶ 584. Those who bid on contracts containing option provisions assume the risk that the agency might not exercise the option. Arlington Public Schools, D-228518, Jan. 11, 1988, 88-1 CPD ¶ 16.

Handwritten signature of Ronald Berger in cursive script.

Ronald Berger
Associate General Counsel