



Comptroller General
of the United States

326255

Washington, D.C. 20548

Decision

Matter of: AVS Enterprises--Recon.

File: B-260749.2

Date: May 25, 1995

DECISION

AVS Enterprises requests reconsideration of our prior decision in which we dismissed its protest of the award of a contract to Phoenix Management, Inc. under request for proposals No. F38610-94-R-0032, issued by the Department of the Air Force for transient enroute aircraft services.

We deny the request for reconsideration as untimely because it was not filed within 10 working days of the date the requester knew the basis for the request.

Our Bid Protest Regulations contain strict rules requiring timely submission of protests, comments, and requests for reconsideration; specifically, a request for reconsideration must be filed within 10 working days after the requesting party knows, or should know, the basis for reconsideration.

4 C.F.R. § 21.12(b); MRL, Inc.--Recon., B-235673.4, Aug. 29, 1989, 89-2 CPD ¶ 188. Where a party fails to meet our time requirements, we will not consider a request for reconsideration.

Our decision dismissing AVS's protest was dated April 13, 1995. We assume, absent evidence to the contrary, that documents sent by mail are received within 1 calendar week of mailing. S & C Construction Co., B-252545, Apr. 7, 1993, 93-1 CPD ¶ 301. Thus, to be timely, AVS's reconsideration request was required to be filed no later than May 4. Since the request was received in our Offices on May 12, it is untimely and will not be considered.

Accordingly, the request for reconsideration is denied.

Handwritten signature of Michael R. Golden in cursive.

Michael R. Golden
Acting Associate General Counsel