

DECISION

**THE COMPTROLLER GENERAL
OF THE UNITED STATES**
WASHINGTON, D. C. 20548

FILE: B-213394

DATE: December 29, 1983

MATTER OF: James G. Tunison & Co.

DIGEST:

1. Protest that the awardee obtained confidential information pertaining to the protester's performance costs and projected profits from the protester's certified public accountants and insurance company is an allegation concerning private improper business practices which is not for consideration under GAO Bid Protest Procedures.
2. Protest by the third low bidder that the second low bid should be rejected as materially unbalanced is dismissed since the protester would not be in line for award if its protest is upheld and is thus not an interested party under GAO Bid Protest Procedures.
3. GAO need not grant a request for a conference where the protest is clearly not reviewable by GAO and may be dismissed under 4 C.F.R. § 21.3(g) (1983).

James G. Tunison & Co. (Tunison) protests the proposed award of a contract under invitation for bids (IFB) No. F09607-83-B-0027 issued by the Department of the Air Force to South Georgia Cleaning Services (South Georgia) for civil engineering services.

We dismiss the protest.

Tunison contends that South Georgia had an unfair advantage by obtaining confidential information pertaining to Tunison's performance costs and projected profits. Tunison alleges that South Georgia had access to Tunison's performance costs and projected profits and made use of this confidential information because Tunison's certified public accountants and insurance company also represented South Georgia and because one of the certified public accountants and the president of the insurance company are partners of the president of South Georgia in a another business.

027527