UNITED STATES DEPARTMENT OF TRANSPORTATION

FEDERAL AVIATION ADMINISTRATION

WASHINGTON, DC

ORDER

FAA Order Number:

Matter: **Protest of DMS Technologies Under Solicitation DTFACT-03-R-00005**

Docket No.: **04-ODRA-00306**

Date Served:

ORDER

DMS Technologies ("DMS") filed this Protest with the FAA Office of Dispute Resolution for Acquisition ("ODRA") challenging the failure of the FAA William J. Hughes Technical Center ("Center") to award DMS a contract under Solicitation DTFACT-03-R-00005 within the Moderately Small Business category under the Engineering Support Services Area ("ESSA") of the Center's Multiple Award Support Services ("MASS") procurement vehicle. For the reasons set forth therein, I adopt the attached ODRA Findings and Recommendations, and hereby deny the DMS Protest in its entirety.

This is the final Agency order in this matter. To the extent that this decision is subject to review, such review shall be sought in accordance with 49 U.S.C. §46110 and the ODRA Procedural Rule, 14 C.F.R. §17.33, within sixty (60) days of the issuance of this Order.

/s/
MARION C. BLAKEY
ADMINISTRATOR

Issued this 27th day of August 2004