

UNITED STATES DEPARTMENT OF TRANSPORTATION  
FEDERAL AVIATION ADMINISTRATION  
WASHINGTON, DC

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**ORDER**

**FAA Order**

**Number: ODRA-98-100**

**Matter: Protest of INFORMATION SYSTEMS &  
NETWORKS CORPORATION**

**Under Solicitation No. DTFA01-98-R-16125**

**Docket: 98-ODRA-00095**

**Date Served: December 18, 1998**

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**ORDER**

Information Systems & Networks Corporation ("ISN") protested Solicitation DTFA01-98-R-16125 for technical, engineering, and management assistance services in support of the Aeronautical Data Link Product Team ("Product Team"). The Product Team is responsible for developing and implementing a digital data link communication system for transmitting information between aircraft and ground systems. ISN's protest alleged that it was improperly excluded from the competition on the basis of a defective past cost performance evaluation.

For the reasons set forth therein, I adopt the attached Findings and Recommendations of the Office of Dispute Resolution for Acquisition ("ODRA"); and sustain the Protest on the single basis that the past cost performance evaluation failed to comply with the stated evaluation criteria in the SIR. Accordingly, I direct the Product Team to re-evaluate ISN's past cost performance and take actions as recommended in the attached ODRA Findings and Recommendations.

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. A petition for review must be filed with the United States Court of Appeals for the District of Columbia Circuit, or in the court of appeals of the United States for the circuit in which the petitioner resides or has its principal place of business. The petition must be filed not later than 60 days after the date that this order is issued. A copy of any such petition must also be filed with the FAA Office of Dispute Resolution for Acquisition on the date it is filed with the appropriate circuit court of appeals.

\_\_\_\_\_/s/\_\_\_\_\_

JANE F. GARVEY  
ADMINISTRATOR

Issued this 18th day of December, 1998