

**UNITED STATES DEPARTMENT OF TRANSPORTATION**  
**FEDERAL AVIATION ADMINISTRATION**  
**WASHINGTON, DC**

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**ORDER**

**FAA Order**

**Number: ODRA-98-74**

**Matter: Protest HAWORTH INCORPORATED**

**of Solicitation No. DTFA05-98-R-78030**

**Docket: 98-ODRA-00075**

**Date Served: June 2, 1998**

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**ORDER**

Haworth Incorporated. ("Protester") has protested Solicitation DTFA05-98-R-78030, issued by the FAA's Eastern Region ("Region"). The Protester alleged that the Region improperly disqualified Protester as an offeror, purportedly for failure to attend a mandatory, scheduled pre-proposal conference. Subsequent to the protest being instituted, the Region made an award to another offeror.

For the reasons set forth therein, I adopt the attached Findings and Recommendation of the Office of Dispute Resolution for Acquisition ("ODRA"); and sustain the Protest. I further direct that: (1) the award not be disturbed; and (2) Protester, Haworth Incorporated be reimbursed for that reasonable proposal preparation costs.

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.

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/s/

JANE F. GARVEY

ADMINISTRATOR

Issued this 2<sup>nd</sup> day of June, 1998