

UNITED STATES DEPARTMENT OF TRANSPORTATION  
FEDERAL AVIATION ADMINISTRATION  
WASHINGTON, DC

---

**ORDER**

**FAA Order  
Number:** Odra-09-491

**Matter:** Protest of Grayhawk Construction, Inc.

**Docket No.:** 08-ODRA-00475

**Date Served:** April 2, 2009

---

**ORDER**

Grayhawk Construction, Inc. (“Grayhawk”) filed a bid protest (“Protest”) with the Federal Aviation Administration (“FAA”) Office of Dispute Resolution for Acquisition (“ODRA”) challenging the evaluation and award of a contract to Performance Abatement Services by the FAA Northwest Mountain Region. Pursuant to the Delegation of final decisional authority from the Administrator, dated March 10, 2004, I adopt the attached ODRA Decision and dismiss the Protest as untimely in part and deny the remainder for lack of merit.\*

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 issuance of this Order.

Issued for the FAA Acting Administrator  
this 2nd day of April, 2009

-S-

---

Anthony N. Palladino  
Director  
FAA Office of Dispute Resolution  
For Acquisition

\*Pursuant to the Delegation, the ODRA Director is authorized to issue final decisions for the FAA Administrator in bid protests concerning acquisitions “having a value or potential value of not more than five million dollars (\$5,000,000.00).”