

UNITED STATES DEPARTMENT OF TRANSPORTATION

FEDERAL AVIATION ADMINISTRATION

WASHINGTON, DC

ORDER

FAA Order

Number: ODRA-14-735

Matter: Contract Dispute of Zullo Building Maintenance, LLC
Pursuant to Contract DTFAWN-11-C-00190

Docket: 13-ODRA-00676

Date Served: December 12, 2014

ORDER

Zullo Building Maintenance, LLC (“ZBM”) submitted a Contract Dispute to the Office of Dispute Resolution for Acquisition (“ODRA”) under Contract Number DTFAWN-11-C-00190 (“Contract”). The Contract, which involved janitorial services for facilities in Salt Lake City, Utah, was issued and administered by the Federal Aviation Administration’s (“FAA”) Northwest Mountain Region/Western Service Area (“Service Area”). The Contract Dispute challenged a contracting officer’s decision to not exercise an option under the Contract and the decision to continue follow-on procurement activities regardless of ZBM’s objection. The Contract Dispute sought the award of \$86,410 (comprising lost profit and unamortized equipment costs) or, in the alternative, the award of the last two option years under the Contract.

Pursuant to a delegation of final decisional authority from the FAA Administrator,^{*} I adopt and incorporate herein the attached ODRA Findings and Recommendations, and deny the Contract Dispute 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 (2012) and the ODRA Procedural Rule, 14 C.F.R. § 17.43 (2014), within sixty (60) days of issuance of this Order.

Issued for the FAA Administrator
this 12th day of December 2014

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Anthony N. Palladino
Director and Administrative Judge
FAA Office of Dispute Resolution for Acquisition

^{*} Final decisional authority over contract disputes involving a total amount adjudicated of not more than ten million dollars has been delegated to the ODRA Director. *See Delegation of Authority*, dated March 19, 2014.