

UNITED STATES DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, DC

ORDER

FAA Order

Number: Odra-10-587

Matter: Protest of Rivertown Contractors, Inc
Under Solicitation No. DTFACN-11-R-21014

Docket: 10-ODRA-00573

Date Served: May 18, 2011

ORDER

Rivertown Contractors, Inc. (“Rivertown”) filed this Bid Protest (“Protest”) with the Federal Aviation Administration (“FAA”) Office of Dispute Resolution for Acquisition (“ODRA”). The Protest challenges its elimination from a competition under Solicitation DTFACN-11-R-21014 for services related to the relocation of Localizer and Distance Measuring Equipment at Clinton Municipal Airport. Rivertown’s Protest challenges as unacceptable the contracting officer’s determination that its proposal was nonresponsive with respect to past performance.

Pursuant to the Delegation of final decisional authority from the Administrator, dated March 31, 2010, I adopt the attached ODRA Findings and Recommendation and deny the Protest in its entirety.*

*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 ten million dollars (\$10,000,000.00).”

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 Administrator
this 18th day of May, 2011

-S-

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