

UNITED STATES DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, DC

ORDER

**FAA Order
Number:** Odra-13-679

Matter: Protest of Potter Electric Company

Docket Nos.: 13-ODRA-00657

Date Served: July 29, 2013

ORDER

Potter Electric Company (“Potter”) filed this Bid Protest (“Protest”) with the Federal Aviation Administration (“FAA”) Office of Dispute Resolution for Acquisition (“ODRA”) on June 19, 2013. The Protest challenges the FAA Western Pacific Region’s decision to take voluntary corrective action and award a contract (“Contract”) that previously had been awarded to Potter to another company, Wadley Construction, Inc. The Contract, which had been set aside for small business, was for electrical conduit and switch vault site work related to a larger project for the construction of a new Air Traffic Control Tower at McCarran International Airport in Las Vegas, Nevada.

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 Protest in its entirety.

* Final decisional authority over bid protests involving acquisitions valued at not more than ten million dollars has been delegated to the ODRA Director. *See* Delegation of Authority, dated October 12, 2011.

This is the final Agency Order in this matter. Any review of this Order shall be sought in accordance with 49 U.S.C. §46110 and the ODRA Procedural Rule, 14 C.F.R. §17.43 (2012), within sixty (60) days of service of this Order.

Issued for the FAA Administrator
this 29th day of July, 2013

-S-

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