

UNITED STATES DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, DC

ORDER

**FAA Order
Number:** Odra-13-664

Matter: Protest of Alutiiq Pacific LLC
Pursuant to Solicitation DTFAWA-11-R-000025

Docket: 12-ODRA-00627

Date Served: May 15, 2013

ORDER

Alutiiq Pacific LLC ("Alutiiq") filed an initial protest ("Initial Protest") and a supplemental protest ("Supplemental Protest") challenging corrective action that was taken by the Federal Aviation Administration ("FAA") Product Team in connection with protests previously filed by American Eagle Protective Services ("AEPS"). The Solicitation at issue, No. DTFAWA-11-R-000025, seeks to consolidate the provision of Security Officer services in the FAA Western Service Area into one contract ("Contract"). The Contract encompasses 18 different sites located in Alaska, Arizona, California, Colorado, Guam, Hawaii, Nevada, Utah and Washington.

The Alutiiq Initial Protest asserts that the Product Team's corrective action lacked a rational basis because the Product Team had erroneously interpreted the Solicitation's minimum requirements and found Alutiiq ineligible for award of the Contract. Alutiiq's Supplemental Protest alleges that the arrangement between AEPS and its subcontractor renders AEPS ineligible for award.

The ODRA has recommended that Alutiiq's Initial Protest be denied because the Product Team properly determined that Alutiiq failed to meet the Solicitation's clearly stated minimum requirements. The ODRA further has recommended that Alutiiq's Supplemental Protest be denied because AEPS has not been shown to be ineligible for award of the Contract.

I hereby adopt, and incorporate by reference into this Order, the attached Findings and Recommendation of the ODRA. For the reasons set forth therein, I deny the Initial Protest and the Supplemental Protest. 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 Regulation, 14 C.F.R. § 17.43 (2012), within sixty (60) days.

Issued this ____ day of May, 2013

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Michael P. Huerta
FAA Administrator