

UNITED STATES DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, DC

ORDER

**FAA Order
Number:** Odra-20-875

Matter: Protest of PHT Aerospace LLC
Under Solicitation No. 693KA7-18-R-00010

Docket: 20-ODRA-00874

Date Served: September 9, 2020

ORDER

PHT Aerospace LLC (“PHT”) filed a protest challenging a decision not to award a contract under Solicitation 693KA7-18-R-00010 after a re-evaluation ordered in a prior protest under the same solicitation. That solicitation sought proposals for the design and production of replacement circuit boards for the ASR-9 radars. PHT alleges that during the re-evaluation, the Product Team: (1) deviated from the final order in the prior protest, and (2) acted contrary to the solicitation, and possibly, in bad faith.

I adopt and incorporate by reference the attached Findings and Recommendations of the Office of Dispute Resolution for Acquisition. For the reasons set forth therein, I deny the Protest 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 and the

ODRA Procedural Rule, 14 C.F.R. § 17.43 (2020), within sixty (60) days of issuance of this Order.

Issued for the FAA Administrator*
this 9th day of September, 2020

-S-

John A. Dietrich
Director and Chief Administrative Judge
FAA Office of Dispute Resolution
For Acquisition

* Pursuant to a Delegation of authority dated March 19, 2014, the ODRA Director may execute final decisions on behalf of the Administrator in protests involving procurements valued at less than \$20,000,000.