

UNITED STATES DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, DC

ORDER

FAA Order

Number: Odra-19-860

Matter: Protest of SGT, Inc.
Under Solicitation No. DTFAWA-16-R-00010-003

Docket: 17-ODRA-00814

Date Served: December 23, 2019

ORDER

SGT, Inc. (“SGT”) filed this protest challenging the FAA Product Team’s decision to award a contract to CSRA, Inc. (“CSRA”) under Solicitation Number DTFAWA-16-R-00010-003 for the Traffic Flow Management (“TFM-2”) contract. SGT challenged the Contracting Officer’s organizational conflict of interest (“OCI”) determination with respect to CSRA, and the technical evaluation of itself and CSRA. SGT also challenges a decision by the Contracting Officer to disqualify it from award for alleged OCIs arising from a contract it has with the Department of Transportation Volpe Center. The Product Team filed motions to dismiss for lack of timeliness and lack of standing (“Motions”), which SGT opposed.

The Office of Dispute Resolution for Acquisition adjudicated the protest and found that the Contracting Officer’s OCI determinations for both SGT and CSRA lacked a rational basis and failed to comply with the requirements of the Acquisition Management System (“AMS”). The ODRA also found parts of the technical evaluation and the risk evaluation

lacked a rational basis and did not comply with the AMS. The ODRA also recommends that the Product Team's Motions be denied.

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 sustain the Protest in part and deny it in part, and dismiss the Product Team's Motions.

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 (2019), within sixty (60) days of issuance of this Order.

-S-

Steve Dickson
Administrator

Issued this 23rd day of December, 2019.