

GOVERNMENT OF THE DISTRICT OF COLUMBIA
CONTRACT APPEALS BOARD
717 14TH STREET, N.W., SUITE 430
WASHINGTON, D.C. 20005
(202) 727-6597 (Ofc #)
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★★★

September 1, 1999

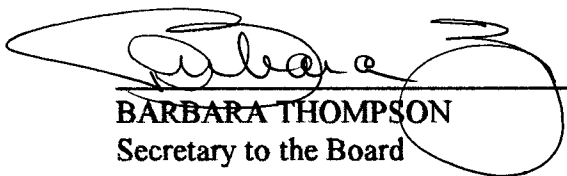
TO: Mr. Robert Dixon, President
DIXON'S TERMITE & PEST CONTROL, INC.
7416 Georgia Avenue, N.W., Suite #4
Washington, DC 20012

Ralph C. Conte, Esquire
Assistant General Counsel
DC Housing Authority
1133 North Capitol Street, N.E., #210
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Assistants Corporation Counsel
441 4th Street, N.W., 10th Floor
Washington, DC 20001

SUBJECT: CAB No. P-590 (Protest Of: Dixon's Termite and Pest Control, Inc.)

Attached is a copy of the Board's Opinion dismissing protest.


BARBARA THOMPSON
Secretary to the Board

GOVERNMENT OF THE DISTRICT OF COLUMBIA
CONTRACT APPEALS BOARD

PROTEST OF:

DIXON'S TERMITE AND)
PEST CONTROL, INC.)
) CAB No. P-590
Under Solicitation No. 9010-99-MW)

For the Protester: Robert Dixon, *pro se*. For the District of Columbia Housing Authority:
Ralph C. Conte, Esq., Assistant General Counsel.

Opinion by Administrative Judge Jonathan D. Zischkau, with Administrative Judges
Phyllis W. Jackson and Matthew S. Watson, concurring.

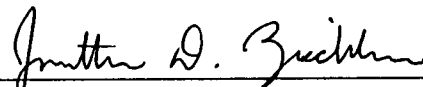
OPINION

Dixon's Termite & Pest Control, Inc., filed a protest challenging the District of Columbia Housing Authority's decision to award a contract for pest control services to American Pest Management, Inc. Because the protest was filed untimely, we dismiss it.

On November 18, 1998, the District of Columbia Housing Authority ("DCHA") issued Solicitation No. 9010-99-MW for pest control services. (DCHA Ex. 1). On December 17, 1998, proposals were received from six offerors, including Dixon's Termite & Pest Control and American Pest Management. (*Id.*). On March 18, 1999, DCHA selected American Pest Management for award of the contract. (*Id.*). Apparently, by letter of May 10, 1999, Dixon's Termite & Pest Control requested "bid tabulation" information from DCHA concerning the proposals of the offerors. (DCHA Ex. 2). On July 21, 1999, Dixon's Termite & Pest Control filed its protest. By letter of August 5, 1999, DCHA responded to Dixon's May 10 letter. On August 12, 1999, DCHA moved to dismiss the protest.


Protests of contract awards must be filed not later than 10 business days after the basis of the protest is known or should have been known. D.C. Code § 1-1189.8(b)(2) (1999). In its motion to dismiss, DCHA argues *inter alia* that the protest was untimely filed. The protester has not responded to the motion. We agree with DCHA that the protest is untimely. Accordingly, we dismiss the protest.

DATED: September 1, 1999

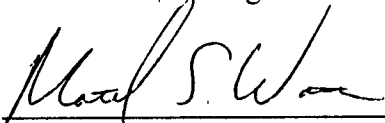


JONATHAN D. ZISCHKAU
Administrative Judge

CONCURRING:



PHYLLIS W. JACKSON
Administrative Judge



MATTHEW S. WATSON
Administrative Judge

F a c s i m i l e
T R A N S M I T T A L

To: Robert Dixon, President
Dixon's Termite & Pest Control, Inc. Fax#: (202) 291-7082

Ralph C. Conte, Esquire
DCHA Fax#: (202) 535-2521

Re: CAB No. P-590, Protest of Dixon's Termite and Pest Control, Inc.
Opinion

Pages: 3, including cover sheet.

Date: September 1, 1999

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From the desk of....

MIA J. House
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