



CONTRACT LAW DIVISION

Office of the Assistant General Counsel for Finance and Litigation



Biweekly Report—Period Ending April 11, 1998

TSI v. DOC— GAO No. B-277620.2

GAO issued its Decision sustaining the TSI protest. Mark Langstein and Amy Freeman have had numerous conferences to discuss the Department's position on GAO's recommendation. We are preparing a Request for Reconsideration to be filed on April 6.

Raytheon (Hughes) STX Corporation v. DoC— GSBKA 14296-COM

We received Appellant's first set of discovery, including a set of 222 Interrogatories, in this \$200K lawsuit concerning reimbursement for payment of severance pay to Hughes employees in connection with the 1995–96 Government-wide shutdown. We prepared and filed our Objection to Appellant's Interrogatories on grounds that the request is excessive and flatly oppressive. Fred Kopatich & Edward Weber have the case.

Techno-Sciences, Inc. — GAO No. B-277260.3

GAO granted TSI's request for an extension to file its Comments to April 13, 1998. We filed a response to TSI's additional document request and objections to the Department's redactions of documents. TSI has requested a conference call with GAO to discuss the redactions. The Program Office has participated in a meeting with TSI, at its request, to discuss settlement of the protest. Mark Langstein and Amy Freeman.

Moldova Procurement Seminar

We have been asked by CLDP to participate in an interagency group that will be traveling to Moldova in June to discuss issues such as transparency in government procurement, the creation of a centralized procurement system, and the importance of procurement systems on international trade. Planned is a two-day seminar followed by two days of consultations, focusing on implementation and best practices. Jerry Walz and Ken Lechter.

DEBCON, Inc. v. DOC, GSBKA No. 13923-COM

Cecilia Jones & Mark Langstein had a conference call with the Judge. Appellant has agreed to proceed with discovery concerning its coercion allegations. At completion of discovery, the parties will determine whether a hearing on that issue is required.

QuanTech, Inc. v. DOC, B-278380

On March 30, 1998, QuanTech, Inc., one of the offerors on the fisheries observer solicitation, filed a protest with GAO against cancellation of the RFP. QuanTech alleges that the Department failed to take the "corrective action" promised as a result of its protest filed in October 1997, thereby entitling it to be compensated for the costs it incurred, including attorney's fees, in bringing the original protest, the current protest and in preparing its proposal in response to the RFP. QuanTech states that proposal preparation costs are approximately \$125,000. As of this date, we have not heard from GAO. Terry H. Lee is the attorney.

PTO—Year 2000 Compliance

Lisa J. Obayashi met with PTO officials was held to discuss implementation of the Government's Year 2000 IT compliance policy. Among the legal issues discussed were contract modifications to include Year 2000 compliance clauses and PTO's legal recourse against contractors who are non-compliant.

Actions Completed/Received during Period			
	From 3/29/98	To 4/11/98	
	Received		Completed
MBDA	1		1
NIST	3		3
NOAA	9		7
O/S	2		2
OIG	2		2
PTO	4		5
Total	21		20

