



CONTRACT LAW DIVISION

Office of Assistant General Counsel for Finance and Litigation

Biweekly Report—Period Ending January 27, 2001



Protest of J. A. Jones/Bell, A Joint Venture (GAO No. B-286458-1)

The General Accounting Office has denied this protest of the award of a contract for construction of NIST's Advanced Measurement Laboratory. GAO found that NIST properly conducted discussions with the offerors and evaluated their proposals in accord with the solicitation. Construction has begun on the facility. (Fred Kopatich & Amy Kiger Crotts)

Fluor Enterprises, Inc. v. US, Court of Federal Claims No. 00-207

Reviewed Fluor's First Request for Production of Document and held teleconferences with the Contracting Officer and DOJ attorney regarding our response. (Fred Kopatich)

NCEP Supercomputer

We attended a working group meeting at which various options to house the to-be-procured supercomputer were discussed in light of Census' decision that space at its Bowie Computing Center would not be available. Although we are not anticipating any schedule impact as a result, Census' decision will likely have budget impact and may well make the procurement much more complex from an offeror's perspective. (Mark Langstein)

Economy Act Claim?

Discussed potential Economy Act claim for monies against the Navy under a Memorandum of Understanding (MOU). NOAA entered into an MOU with the Navy for security upgrades. The Navy's contractor submitted a proposal to perform the upgrades at NOAA's Galveston laboratory using a site supervisor. Since completion of the work, NOAA discovered that no site supervisor was utilized so would like to recover the money paid to Navy for this expense. Unfortunately, the MOU lacks a clause governing the resolution of disputes.

SARSAT Operations

We attended discussions and oral presentations by the two offerors remaining in the competitive range in this follow-on procurement to operate the US Mission Control Center for the Search and Rescue Satellite program. (Mark Langstein)

CLDP Move

We are reviewing the latest drafts of agreements which

will effect the move of CLDP to the Ronald Reagan Building. (Mark Langstein)

CLD "Time to Complete"—1.4 Days

Actions by Contract Law Division during Period from 12/17/2000 12/30/2000

Bureau	Received	Completed
NIST	3	2
NOAA	5	6
Totals	8	8

