

represents the second-year increment which was included in the original multi-year quantities and total contract price. Any understanding that the modification added quantities over the original contract quantities may have arisen from incomplete information published in the Commerce Business Daily with respect to the modification.

With respect to the lack of competitive procurement data, the contracting officer has advised that RCA did not deliver drawings suitable for processing for a data package for competitive procurement until September 1, 1967. Further, he has indicated that if the second-year requirement was postponed until the article could be let to competition, there would be a delay in initial delivery which was not considered justified in view of the priority for the radios.

In view of the foregoing, your protest is denied.

Very truly yours,

FRANK H. WEITZEL,
Assistant Comptroller General of the United States.