

## Day 0

- Protest filing deadlines at 4 C.F.R. § 21.2 - usually, within 10 days after basis of protest is known or within 10 days of requested/required debriefing.
- Different from CICA Stay deadline (10 days after award or 5 days after requested/required debriefing).

## Days 1-29

- GAO attorney assigned
- Awardee can intervene
- Protective order issued
- Requests for summary dismissal filed
- Agency files list of documents 5 days before Agency Report. Protester has 2 days to object.

## Day 30

- Agency Report (government response to protest) due.
- Contains: CO statement of facts, legal arguments, and documents

## AR Comments

- Comments to AR are protester's and intervenor's reply to the government's response.
- Due 10 days after AR
- Comments must address all protest arguments. Otherwise, arguments will be deemed abandoned.

**Key Decision Time: After the Agency Report is filed, the Protester must quickly review and decide whether to press on, file a supplemental protest, or withdraw.**

If protester identifies new arguments based on agency report, a supplemental protest may be appropriate.

## 100 days

- GAO must issue the decision within 100 days of filing.
- GAO will either sustain, deny, or dismiss the protest.
- If GAO sustains the protest, the decision will contain a recommendation for corrective action and a recommendation that the Agency reimburse the protester's cost of filing and pursuing the protest.

## Hearing

- After arguments are briefed, GAO may elect to hold a hearing.
- Formal hearings are rare (2% of cases in 2023).
- GAO may have informal telephone hearings.

## Supp. Protests

- Protester may file supplemental protest within 10 days of when protester knew or should have known of the basis of the supplemental protest.
- Supplemental protests grounds discovered based on info first disclosed in AR are due 10 days after receiving AR.
- GAO will set deadlines for supplemental agency report and comments to supplemental agency report on case-by-case basis.