

## PROTEST OF SOLICITATION OR AWARD

1. A bidder or offeror, a prospective bidder or offeror, or a prospective contractor (hereinafter referred to as "protestant") that is aggrieved in connection with the solicitation or award of a contract under the *Commonwealth Procurement Code* (except as provided in 62 Pa.C.S.A. § 521 relating to cancellation of invitations for bids or requests for proposals) may file a protest with the Office of the Chancellor, Pennsylvania State System of Higher Education, 2986 North Second Street, Harrisburg, Pennsylvania, 17110.

A copy of any protest must also be simultaneously mailed to the Office of the President of the University that issued the solicitation. No additional notification need be sent if the Office of the Chancellor issued the solicitation.

2. The protest must be filed with the Office of the Chancellor at the aforementioned address within seven (7) calendar days after the aggrieved protestant knew or should have known of the facts giving rise to the protest. In no event may a protest be filed later than seven (7) calendar days after the date the contract was awarded. If the protestant is a prospective bidder or offeror, the protest must be filed with the Office of the Chancellor prior to the bid opening time or the proposal receipt date and time.
3. If a protestant fails to file a protest, or files an untimely protest, the protestant will have waived its right to protest the solicitation or award of the contract in any forum. The State System of Higher Education shall disregard protests that are untimely filed.
4. A protest must state all grounds upon which the protestant asserts the solicitation or award of the contract was improper. The protestant may submit with the protest any documents or information it deems relevant to the protest.
5. Upon receipt of the protest, the Office of the Chancellor will render a decision in accordance with the procedures outlined within the *Commonwealth Procurement Code*, 62 Pa.C.S.A. §1711.1 *et seq.*