

CLIENT ALERT

Relaxation Of Requirements = Out-Of-Scope Mod

June 22, 2005

In *Poly-Pacific Technologies, Inc.* (June 1, 2005 <http://www.gao.gov/decisions/bidpro/296029.pdf>), GAO found that an agency's modification that relaxed the requirements of an existing contract amounted to an improper out-of-scope modification and that the agency was required to have conducted a new competition. This decision shows that "cardinal" modifications can occur with relaxations, as well as expansions, of requirements.

For more information, please contact the professional(s) listed below, or your regular Crowell & Moring contact.

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