

1982-1988

SUBJECT MATTER INDEX  
(References are to case numbers)

A

Acta-Fax Business Machines, Inc. 1984-7C\*;  
1984-7S\*

addendum to bid solicitation  
-receipt by bidder after bid opening 1986-1

adequate remedy at law  
-See injunction *supra*

Administrative Procedures Act 1982-3C\*;1982-4C\*;  
1984-7C\*;1985-5A\*;1986-2S\*;1988-3

affidavit  
-submission of case to Panel on 1988-17

Affidavit of Noncollusion  
-failure to complete 1983-2;1986-7

agent  
-apparent authority 1982-3;1982-3C\*;1988-7  
--burden of proof 1982-3C\*  
-duration of authority 1985-4  
-procurement officer as agent for CPO 1988-2,

Air Conditioning Consulting and Servicing, Inc.  
1982-2

Air-Shields Vickers, Inc. 1987-5

alteration or modification  
-of protest 1987-3

alternate products  
-bidding on 1983-5;1984-1;1988-5  
-requirement of substantial similarity to  
product solicited 1983-5;1984-1;  
1986-6;1986-12;1988-5

ambiguous  
-addenda to bid solicitation, acknowledgment  
of receipt of 1986-1  
-bid specifications 1982-2;1986-9;1987-4;  
1988-2;1988-8;1988-14;1988-17;  
1988-19  
-bid amount 1984-7;1987-5;1988-5;1988-19  
-definition 1988-2;1988-14  
-instructions to bidders 1983-7;1983-10;  
1986-8;1987-3;1987-5  
-procurement code  
--requirement of subcontractor listing  
1983-4

Amdahl Corporation 1986-6

amendment to Procurement Code  
-retroactive application 1985-1;1984-2A\*

American products  
-preference for 1986-6

American Scientific Products 1986-5

American Sterilizer Company 1983-2

American Telephone & Telegraph Company 1983-12

appearance of fairness  
-required in expending public funds 1985-2

attorneys' fees  
-as remedy 1985-2;1986-2;1988-2;1988-6;  
1988-15

Automated Logic Corporation 1987-2

availability of funds, as award criteria  
1983-18;1983-18C\*

award  
-to foreign corporation 1983-18  
-to more than one vendor 1983-18

B

bias  
-of evaluator, definition 1985-2

"bid", distinguished from Request for Proposals  
1985-2

bid documents  
-issuance of, not "decision" to be appealed

bid opening 1988-2  
-correction of bid after  
--allowed 1983-2  
--prohibited 1983-4;1987-5;1988-5  
-communication with bidders by State after  
1983-4;1985-2;1987-5;1988-5;  
1988-17;1988-19  
-determination of criteria by State after  
1987-4  
-solicitation of subcontractors after 1987-3;  
1988-6

bid shopping, prohibited 1985-1;1988-6

bidder's license number  
-failure to provide 1983-2

bifurcated hearing 1986-6

Blankenship Construction Company 1987-9

bond, bid 1985-4;1988-6

brand name or equal specifications 1984-1;1986-6;  
1986-9;1986-12  
-definition 1983-5;1984-1  
-distinguished 1987-4

Brik-Laco, Inc. 1988-6

Brown and Martin Co., Inc. 1983-4

burden of proof 1987-8;1988-5

burden of providing information on vendor 1987-3

Burroughs Corporation 1987-1

bus repair and maintenance 1988-2

Bytes & Types 1988-20

C

cancellation of bid solicitation 1984-6

Carolina Construction Company 1987-8

catfish pond 1987-9

Charleston County School District 1985-5

Charleston Temporary Service 1986-8

Chi Corporation 1987-7

613

\*C = Circuit Court Opinion  
A = Court of Appeals S = Supreme Court

SUBJECT MATTER INDEX  
(References are to case numbers)

**Chief Procurement Officer**  
-accepting oral protest after time 1986-6  
-constitutionality of reviewing own decisions 1986-6  
-discretion to hear evidence 1986-12  
-effect of failure to appeal decision of 1988-15  
-procurement officer as agent for 1988-2  
-remand to 1983-5;1987-2;1987-6;1988-14

**child care services** 1986-10;1988-11

**Circuit Court**  
-jurisdiction of, as affecting rehearing by Panel 1988-3  
-remand to Panel 1982-4C\*;1984-2C\*;1988-3

**Clemson Public Service** 1987-9

**Clemson University** 1986-6;1988-3

**CNC Company** 1986-12;1988-5

**Commerce Clause** 1986-6

**Commercial Maintenance Service** 1988-13

**communication by State with vendor**  
-after bid opening 1983-4;1985-2;1987-5;1988-5;1988-17;1988-19  
-after Notice of Intent to Award 1986-6

**competitive sealed bidding**  
-preference for over requests for proposals 1983-18

**Computer Controls Corporation** 1983-6

**Computerland of Columbia, Inc.** 1988-4

**computers** 1985-2;1986-6;1987-1;1987-3;1988-4;1988-8

**Comptrition** 1988-17

**Concern Parents and Friends of Children** 1988-11

**concrete** 1988-3

**conflict of interests**  
-public official's financial interest in procurement decision 1986-2

**Construction Training Services** 1985-0

**contract**  
-advisability of State's not entering until protest resolved 1988-14  
-breach of, controversy involving State and vendor 1988-20  
--authority of Panel to award costs 1988-20

**contractor's license number**  
-failure to provide 1983-2

**Conway Child Care** 1986-10

**Conway Child Development Center** 1988-11

**copiers** 1984-7;1988-1;1988-15;1988-19

**cost or price, as evaluation factor** 1988-12;1987-3

**costs**  
-authority to award in contract controversy case 1988-20  
-authority to award, discretionary 1987-3b;1988-8;1988-15;1988-20  
-cannot be speculative 1985-2  
-conduct of State as factor in award 1988-3  
-late charges and interest 1988-20  
-purpose and effect of awarding 1988-20  
-reimbursement of, as remedy 1982-4C\*;1983-18;1984-1;1984-2A\*;1985-2;1986-2;1987-2;1987-5;1988-2;1988-6;1988-8;1988-15;1988-20

**counties**  
-application of Procurement Code to 1988-18

**Criminal Justice Academy** 1983-7

**criteria, See** evaluation of bids, SUDRA

**curative or remedial statutes** 1985-1;1985-15\*

**Curtin Matheson Scientific** 1986-5

**custodial services** 1983-17;1988-13

**custom in the industry** 1982-2;1985-1

**D**

**Dataprint** 1988-4

**Data-Tec Business Forms** 1982-3

**Davis & Geck, Inc.** 1986-9

**Davis-Garvin Agency, Inc.** 1988-7;1988-9

**de novo hearing before Panel** 1982-3C\*;1984-7C\*;1988-15

**debarment of vendor**  
-refusal by State to consider bid 1988-16

**decision**  
-capable of being appealed to Panel 1988-2

**delivery of bid, timeliness** 1987-9

**demonstration of product** 1988-12

**Denmark Technical College** 1988-5

**"design specifications", def.** 1983-5

**Dictaphone Corporation** 1987-4

**dictation equipment** 1987-4

**Dixie Tool Distributors** 1988-2

**driver's licenses** 1988-12

**due process**  
-Panel's procedure as affording 1986-25\*  
-practice of Chief Procurement Officer reviewing own decisions 1986-6

**Durr-Fillauer Medical, Inc.** 1982-1

SUBJECT MATTER INDEX  
(References are to case numbers)

**E**

Education, S. C. Department of 1984-6;1988-2;  
1988-19

Educational Television, S. C. 1986-2

elderly, services to 1988-16

"emergency", def. 1988-6

emergency procurement 1984-6;1988-6  
-limited to goods and services necessary  
1988-6

estoppel  
-elements required for 1982-3C\*;1988-13  
-inapplicable where statute mandatory 1988-13  
-See, waiver *supra*

Ethicon 1986-9

evaluation of bids or proposals  
-characterized as extreme measure 1988-6  
-criteria limited to those stated 1984-6;  
1985-2;1986-10;1988-9;1988-11;  
1988-12  
-disparity among evaluators' scores 1985-2  
-failure to properly consider all vendors  
1988-12  
-failure to consider portion of proposal  
1988-17  
-necessity of using listed subcontractors  
1988-6  
-weight assigned criteria, protest of 1987-3

evidence  
-circumstantial 1987-9  
-presentation of, by party not appealing  
1988-15  
-witnesses called by Panel 1988-17;1988-19

exemption or exclusion from Procurement Code  
1988-9;1988-18

experience, prior  
-of protestant claiming ignorance 1988-4  
-of related entity claimed by successor  
1988-11

**F**

fairness, appearance of required 1985-2;1988-6

federal requirements, compliance with 1983-4

federally funded projects 1983-4

filing of bid, timeliness 1987-9

filing of protest, *See*, timeliness *supra*

fine, *See* penalty *supra*

First Capital Leasing and Investment, Inc. 1988-18

Florence Crittendon Home 1983-18

Florence Crittendon Services, Inc. 1983-18

Florence Restaurant Supply, Inc. 1983-5

food management system 1988-17

foreign corporation, award to 1983-18

forms, trip permit 1982-3

Francis Marion College 1985-1

"functional specification", def. 1983-5

funds, availability of as evaluation criteria  
1983-18

**G**

General Sales Company, Inc. 1983-5;1986-12;1988-5

General Services  
-duty to oversee procurement 1987-4;1988-6

good faith 1988-6;1988-12

"governmental body", def. 1988-18

gratuities, prohibition against 1986-6

grounds for protest  
-alteration or modification once filed 1987-3  
-requirement of specificity 1983-17;1986-6;  
1987-3;1988-4;1988-13  
-requirement that all be timely raised  
1983-17;1986-6;1986-9;1986-12;  
1987-8

Grunsky Construction Company, Inc. 1983-7

**H**

Handyman Exchange, Inc. 1986-8

Harris-Lanier, Inc. 1987-4

Health and Human Services Finance Commission  
1986-10;1988-11;1988-16

Highways and Public Transportation, Dept. of  
1982-3;1988-12;1988-13

home grown products preference 1986-6

Homer L. Spires, Masonry Contractor 1988-6

Honeywell, Inc. 1982-4;1985-4

Hucks Pool Company 1984-2

**I**

ignorance  
-of time limitation as excuse 1988-13

impossibility of performance 1986-1

"improvements" on real property  
-application of product preference to 1988-3  
-definition 1988-3

"include", def. 1988-19

incubators 1987-5

industry custom 1982-2;1985-1;1988-16

inherent or implied authority  
-to rehear case 1988-3

*\*C = Circuit Court Opinion*  
*A = Court of Appeals      S = Supreme Court*

SUBJECT MATTER INDEX  
(References are to case numbers)

**injunction**

- burden of proof 1984-7C\*
- permanent 1983-10C\*;1984-2C\*;1984-7C\*
  - not remedy for disappointed bidder 1983-10C\*;1984-7C\*
- temporary 1983-10C\*;1984-7C\*
  - same as stay of Panel's order 1984-7C\*

Inryco, Inc. 1983-7

**instructions to bidders**

- ambiguous 1983-7;1983-10;1986-8;1987-3;
- construction 1987-3
  - 1987-5
- requirements stricter than Code 1986-4

Insurance Reserve Fund 1988-7;1988-9

International Business Machines 1985-2;1986-6

**interpretation of law**

- great weight given to enforcing agency's 1988-7

Intertec 1985-2

intervenor 1983-3;1983-6

**I**

J. A. Metz & Sons, Inc. 1983-10;1986-7;1987-8

J & T Technology, Inc. 1987-3

Johnson Controls 1983-6;1985-4

**jurisdiction**

- estopped to raise as issue 1982-3C\*
- failure to file protest within time period 1985-0;1988-13
- issue being decided by court, inappropriate to rule on 1986-2;1988-3
- protest to Panel exclusive remedy for state procurement wrongs 1984-2C\*
- of Circuit Court, affecting rehearing by Panel 1988-3
- of Panel over expenditures by county 1988-18
- of Panel appellate in nature 1982-3C\*
- of Panel over school districts 1985-2;
  - 1985-5;1985-5A\*
  - subsequent adoption of own procurement code as not affecting 1985-2
- to review issues not raised by parties 1983-17;1983-18;1983-18C\*;1985-5; 1988-15
- when timely raised 1982-3C\*

**K**

Kahn-Lockwood, Inc. 1986-1

kitchen equipment 1986-12;1988-5

Kodak 1988-15;1988-19

**L**

L. P. Cox Company 1986-4

Lamson Corporation, Inc. 1983-3

**lease agreement for real estate**

- competitive bidding procedures not applicable to 1986-2S\*
- solicitation for 1986-2

Legislative Audit Council 1988-6;1988-8;1988-20

Logan, W. C. & Associates 1985-1

lost profits, award of as remedy 1987-3;1988-6

Lowcountry Regional Transportation Authority 1987-11

**M**

M. L. Clapp Construction Company 1987-9

MACCO, Inc. 1986-7

mail management system 1988-14

**mailing**

- as acceptable method of bid delivery 1987-9
- as date protest submitted or filed 1988-2

Major Business Machines, Inc. 1988-14

**mandatory language**

- construction of "should" in bid instructions 1987-3

Martin Engineering, Inc. 1983-10

MCC Powers-Transitube 1983-3

McKenzie Tractor Company 1984-1

meat slicer 1983-5

Media General 1986-2

medical supplies 1982-1;1986-5;1986-9

Medical University of South Carolina 1983-2; 1983-3;1983-5;1983-6;1985-4;1986-9; 1987-4;1987-5

Mental Health, S. C. Dept. of 1982-1;1988-15; 1988-17

Mental Retardation, S. C. Dept. of 1982-4

**method of procurement**

- timeliness of protest 1986-6

Metromont Material Corporation 1988-3

Metro Construction Company 1988-6

Miller Tire Service 1984-6

"minor informality or technicality", def. 1983-2;1984-6;1988-5  
-opposite of "material" 1986-7

"misplaced bid" 1987-9

**misrepresentation**

- by State, reliance on 1982-4;1984-7;1988-2; 1988-13

modification, bid requirements 1982-2

Moose Construction Company 1986-1

motion for rehearing 1988-3

\*C = Circuit Court Opinion  
A = Court of Appeals      S = Supreme Court

SUBJECT MATTER INDEX  
(References are to case numbers)

**N**

National Advanced Systems 1986-6  
National Business Systems Imaging Company, Inc.  
1988-12  
Nayco Computer Systems 1988-8;1988-20  
nonresponsive  
-failure to complete Affidavit of  
Noncollusion 1983-2;1983-3  
-failure to supply OSHA-20 forms 1983-17  
-failure of product sample to pass test  
1984-6  
-failure to list subcontractor 1983-4;1983-7;  
1983-10;1985-1;1985-1S\*;1986-4;  
1986-7;1987-8  
-failure to list unit prices 1986-12  
-failure to provide training and support  
1987-3  
-failure to provide information requested by  
State 1987-3  
-failure to include installation charges  
1988-5  
-failure to provide endorsement to insurance  
contract 1988-7;1988-9  
-failure to complete Verification of  
Participation 1988-7;1988-9  
-failure to add cancellation and removal  
charges 1988-19

**O**

Oakland Janitorial Service 1988-13  
Ohmeda Corporation 1987-5  
Oxford Building Services 1983-17

**P**

Paddock Construction Company, Inc. 1984-2  
Palmetto Computer Services, Inc. 1987-1  
parent corporation  
-effect of subsidiary's resident vendor  
status 1986-5  
Payne and Williams, Inc. 1984-1  
Pee Dee Regional Transportation Authority  
1987-10  
penalty, imposition of as remedy 1985-2;1988-6  
Pitney Bowes, Inc. 1988-14  
Polaroid Corporation 1988-12  
power of attorney 1985-4  
Powers Construction Company, Inc. 1985-1  
Practorcare, Inc. 1988-17  
"preponderance of evidence" 1987-9  
product preference  
-application to real property 1988-3  
-constitutionality 1986-6  
profits, award as remedy 1987-3;1988-6

**Procurement Code**

-amendment to 1984-2A\*;1985-1;1985-1S\*  
-exemption from 1988-9  
-scope of coverage 1988-18

**Procurement Review Panel**

-appeal to untimely 1982-3C\*  
-authority to award costs in contract  
controversy case 1988-20  
-composition and expertise 1985-5  
-constitutionality 1986-2S\*  
-procedure as affording due process 1986-2S\*  
-rehearing by 1988-3;1988-14  
-remand to, from Circuit Court 1988-3  
-scope of authority 1983-18C\*;1984-7C\*;  
1984-7s\*;1988-20  
-standard of review 1984-7C\*

**proposals, request for**

-award to more than one vendor 1983-13  
-distinguished from competitive sealed bids  
1985-2;1988-12  
-evaluation criteria 1983-13;1986-10;1987-3

**"proprietary specification", def. 1983-5**

**protest**

-alteration or modification, once filed  
1987-3  
-by successful bidder 1985-4  
-characteristics, as distinguished from  
inquiries or complaints ~~1986-2;~~  
~~1988-12~~ 1983-12; 1988-2; 1988-4  
-date "submitted" 1988-2  
-requirement that grounds be generally stated  
1983-17

**public officials**

-financial interest in procurement decision  
1986-2

**Q**

questions, failure of vendor to ask 1987-3;1987-4;  
1988-17

**R**

**real property and improvements**

-application of product preference to 1988-3  
-solicitation of lease for 1986-2

**reaward, as remedy See rebid supra**

**rebid or reaward of contract**

-as remedy 1985-2;1986-9;1987-4;1987-8;  
1988-14;1988-15  
-as excessive remedy 1985-1S\*  
-contract already in existence 1988-14;  
1988-15

**record, on appeal to Circuit Court 1982-3C\*;  
1984-2C\***

**regulations, having the force of law 1985-5**

**rehearing before Panel 1988-3;1988-14**

**reimbursement of costs and attorneys' fees**

1982-4C\*;1983-18;1985-2;1986-2;  
1987-2;1987-5;1988-2;1988-6;1988-8

**reinsurance 1988-7;1988-9**

SUBJECT MATTER INDEX  
(References are to case numbers)

rejection of bids  
-failure of product samples to pass test 1984-16  
-failure to conform to essential requirement of invitation 1982-3;1983-2  
-failure to timely deliver 1987-2  
-failure to list subcontractors, See subcontractor supra  
-in the best interest of the State 1984-6  
-modification, because of 1982-2

"related", def. 1988-3

reliance  
-on misrepresentation by State 1982-4;1984-7; 1988-2;1988-13

remand  
-to CPO from Panel 1983-5;1987-2;1987-6; 1988-14  
-to Panel from Circuit Court 1982-4C\*; 1984-2C\*;1988-3  
--failure to certify record 1984-2C\*

Request for Proposals  
-award to two vendors 1983-18  
-distinguished from bid 1985-2;1988-12  
-inapplicability of resident vendor preference 1983-18

requirements of bid  
-stricter than Code requirements 1986-4

resident vendor preference 1982-1;1982-4;1986-5  
-constitutionality 1982-4;1986-5  
-definition 1982-4C\*  
-failure to claim 1982-4  
-inapplicable to request for proposals ~~1983-18~~ 1983-18  
-nonprofit, tax-exempt status, effect of 1982-4  
-payment of taxes as requirement of 1982-1  
-representative inventory 1982-1;1986-5

responsible bidder  
-past performance as factor in determining 1988-16

"responsive bid", def. 1988-9

"responsive bidder", def. 1983-4;1986-9;1988-19

restrictive specifications prohibited 1983-5; 1988-14;1988-15

review, scope or standard of 1982-3C\*;1982-4C\*; 1984-7C\*

Richland County School District 1 1985-2

Richland Memorial Hospital 1982-4

Royal Business Machines 1984-7

Ruscon Construction Company 1986-4

**S**

samples, submission of and testing 1984-6

school districts  
-Panel's jurisdiction over 1985-2;1985-5  
--approval of purchase limit 1985-5; 1985-5A\*  
--subsequent adoption of own procurement code as not affecting 1985-2

scope or standard of review  
-Circuit Court 1982-3C\*;1982-4C\*;1984-7C\*

separation of powers  
-Panel's composition as not violating 1986-25\*

"should", construction as mandatory 1987-3

small purchase authority 1985-5;1985-5A\*

Social Services, S. C. Dept. of 1983-18;1988-16

software 1988-17

sole source procurement, requirements of 1983-5;1988-15

South Carolina Commission on Aging 1988-16

South Carolina products preference 1986-6;1988-3

Southeastern Hospital Supply Company 1982-1

Southern Scale and Refrigerator Company 1988-5

Spartanburg Technical College 1987-2

specifications

-ambiguous 1982-2;1986-9;1987-4;1988-2; 1988-8;1988-14;1988-17;1988-19  
--"brand-name or equal specification", def. 1983-5;1984-1;1986-9;1986-12  
-definition 1983-5;1984-1  
--"design specification", def. 1983-5  
-failure to supply one vendor with 1986-2  
--"functional specification", def. 1983-5  
--"proprietary specification", def. 1983-5  
-purpose 1983-5;1984-1;1988-14  
-restrictive 1983-5;1986-9;1986-12;1988-14; 1988-15  
--"technical specification", def. 1983-5

Sperry-Rand Corporation 1985-2

St. Paul Fire and Marine Insurance Company 1983-2

Standard Construction Company, Inc. 1983-7

standard of proof 1987-9

standing

-other than next low bidder 1986-6  
-prejudice to other parties 1986-6  
-successful bidder's lack of 1985-4

statutes, construction of 1982-4C\*;1984-2A\*; 1985-1S\*;1985-5A\*;1986-6

stay of Panel's Order See injunction supra

Sterile Services Corporation 1983-17

Stevens & Wilkinson 1987-3a

Stover Mechanical, Inc. 1983-8

subcontractors

-ambiguity of instructions as excuse for failure to list 1983-7  
-definition 1983-10  
-listing requirement  
--application in emergency procurements 1988-6  
--failure to comply 1983-4;1983-7; 1983-10;1985-1;1985-1S\*;1986-4; 1986-7;1987-8  
--failure of contractor performing own work to list itself 1985-1;1986-4; 1986-7  
--purpose of 1983-10;1985-1;1987-8  
--subdividing labor to defeat 1985-1; 1987-8  
--waiver by State 1986-7

\*C = Circuit Court Opinion  
A = Court of Appeals      S = Supreme Court

SUBJECT MATTER INDEX  
(References are to case numbers)

-necessity of having all quotes from before  
bid 1987-2

"submitted", def. 1988-2  
-date protest mailed or delivered 1988-2

substantial evidence standard 1982-3C\*

"substantially similar"  
-subdivision's procurement code to  
Consolidated Procurement Code  
1985-5C\*

Suggs Sales and Service, Inc. 1982-2

Sumter Area Technical College 1983-4

Sumter County Council on Aging 1988-16

Sun Environmental, Inc. 1988-10

suppliers, failure to list 1983-7;1983-10;1986-4

suspension or debarment of vendor 1988-16

swimming pool 1984-2

T

Tall Tower, Inc. 1986-2

taxes  
-payment of, as requirement of resident  
vendor status 1982-1;1982-4

technicalities, waiver of 1983-2;1984-6;1985-4;  
1988-5;1988-7

technical specifications  
-definition 1983-5  
-failure of State to supply one vendor with  
1986-2

temporary services 1986-8

Thomas C. Brown Agency 1988-7

timeliness  
-date protest received 1988-2  
-determination of impossible without record  
1982-3C\*  
-failure to raise specific ground within time  
limit 1983-17;1986-6;1986-9;  
1986-10;1987-3;1987-8;1988-13  
-failure to submit protest to proper person  
1982-3C\*;1988-2  
-filing appeal to Panel as running from  
date of receipt of CPO's decision  
1982-3C\*  
-filing or delivery of bid 1987-9  
-filing protest 1983-10;1983-12;1984-2;  
1985-0;1986-6;1986-7;1986-12;  
1987-1;1988-2;1988-17;  
--jurisdictional 1985-0;1988-13;1982-3C\*  
-oral grounds made at hearing 1986-6  
-thirty-day limitation explained 1983-12;  
1988-13  
-waiver by party of right to raise as issue  
1987-8;1988-4

tire recapping 1984-6

Tomlinson Engineering Company 1983-16

tractor 1984-1

Tryco, Inc. 1988-8

Tyler Construction Company, Inc. 1986-7

U

United States products, preference for 1987-2;  
1988-3

University of South Carolina 1982-2; 1988-6

University of South Carolina School of Medicine  
1983-17

University of South Carolina-Spartanburg 1987-2

V

Vocational Rehabilitation, S. C. Dept. of 1983-10;  
1986-7

W

waiver  
-of right to protest 1988-2  
-of testing requirements in bid 1984-6  
-of technicalities 1983-2;1985-4;1988-5;  
1988-7  
-of time for filing protest 1988-4;1988-13

Warehouse Distributing Company 1988-2

W. C. Logan & Associates 1985-1

WCSC-TV 1986-2

Webb Wildlife Center 1984-1

White Tire Company 1984-6

Wildlife and Marine Resources, S. C. Dept. of  
1984-1

Williamsburg County 1988-18

Williamsburg County Council on Aging 1988-16

Wise Construction Company 1986-4

withdrawal  
-of bid after opening, effect on protest  
1983-3

witnesses  
-interview by Panel on own initiative  
1988-17;1988-19  
-practice of prohibiting questioning after  
Panel as affording due process  
1986-2S\*

W. O. Blackstone and Company, Inc. 1983-13

X

Xerox Corporation 1988-1;1988-15;1988-19

Y

Z

Zupan & Smith Sand and Concrete Company 1988-3

\*C = Circuit Court Opinion  
A = Court of Appeals      S = Supreme Court

C O D E X

United States Constitution  
Article 1, Section 8  
 1986-6

Code of Federal Regulations  
40 C.F.R. 35.938-4(h)(6)  
 1983-4

S. C. Constitution  
Article 1, Section 8  
 1986-2S

S. C. Code Annotated (1976)

1-11-10  
 1986-2S

1-11-35  
 1986-6  
 1988-3

1-23-320  
 1984-2C

1-23-380  
 1982-3C  
 1982-4C  
 1983-18C  
 1982-3C  
 1984-2C  
 1984-7C  
 1985-5A  
 1986-2S  
 1988-3

8-13-460  
 1986-2

11-35-20  
 1984-7C  
 1985-2  
 1985-5  
 1985-5A  
 1987-4  
 1988-6

11-35-20(c)  
 1985-2  
 1985-5  
 1985-5A

11-35-20(d)  
 1985-2  
 1987-4  
 1987-5  
 1988-20

11-35-20(e)  
 1985-2  
 1987-4  
 1987-5  
 1988-20

11-35-20(f)  
 1983-18  
 1985-2  
 1986-2S  
 1987-5

11-35-20(g)  
 1985-2  
 1985-5  
 1985-5A  
 1987-4  
 1988-20

11-35-20(h)  
 1985-2  
 1987-5  
 1988-20

11-35-20(k)  
 1987-4

11-35-20(m)  
 1987-4

11-35-30  
 1988-6  
 1988-12

11-35-40  
 1988-18

11-35-40(3)  
 1983-4

11-35-45  
 1988-20

11-35-70  
 1985-5  
 1985-5A

11-35-310(18)  
 1983-4  
 1985-5A  
 1988-18

11-35-310(27)  
 1983-10

11-35-710  
 1988-9

11-35-1210(3)  
 1986-2

11-35-1410(7)  
 1983-4  
 1986-7  
 1987-3  
 1988-19

11-35-1510  
 1985-5A  
 1986-2S  
 1987-1  
 1988-17

11-35-1510(6)  
 1985-5A

11-35-1520  
 1982-2  
 1982-4C  
 1983-18  
 1985-2  
 1986-2S  
 1986-6  
 1987-9

11-35-1520(1)  
 1983-5  
 1985-5

11-35-1520(2)  
 1983-5  
 1984-1

11-35-1520(7)  
 1982-2  
 1983-5  
 1984-1  
 1984-6  
 1987-5  
 1988-5  
 1988-9

11-35-1520(8)  
 1987-5  
 1988-5  
 1988-19

11-35-1520(9)(d)  
 1982-1  
 1982-4  
 1982-4C

11-35-1520(10)  
 1983-3  
 1983-5  
 1984-1  
 1985-4

11-35-1530  
 1985-2  
 1986-2S  
 1988-11

11-35-1530(5)  
 1988-12

11-35-1530(6)  
 1985-2  
 1987-3



C O D E X

11-35-1530(7)  
 1983-18  
 1985-2  
 1987-3  
 1988-12

11-35-1550  
 1985-5A

11-35-1560  
 1983-5  
 1988-15

11-35-1570  
 1984-6  
 1988-6

11-35-1580(b)  
 1987-4

11-35-1580(d)  
 1987-4

11-35-1590  
 1986-2S

11-35-1590(3)(c)  
 1986-2

11-35-1710  
 1984-6  
 1988-2

11-35-1810  
 1988-12  
 1988-16

11-35-2030  
 1984-7

11-35-2410  
 1984-7C

11-35-2730  
 1988-14

11-35-3020(2)(a)  
 1986-4

11-35-3020(2)(b)(i)  
 1983-4  
 1983-7  
 1983-10  
 1983-10C  
 1985-1  
 1986-7  
 1987-8  
 1988-6

11-35-3020(2)(b)(ii)  
 1983-4  
 1983-7  
 1983-10  
 1985-1  
 1986-4  
 1986-7  
 1987-8  
 1988-6

11-35-4210(1)  
 1982-4C  
 1983-2  
 1983-3  
 1983-10  
 1983-10C  
 1983-12  
 1983-17  
 1984-2  
 1984-7  
 1984-7C  
 1984-7S  
 1985-1  
 1985-2  
 1986-1  
 1986-2  
 1986-4  
 1986-6  
 1986-9  
 1987-1  
 1987-3  
 1987-4  
 1987-5  
 1987-8  
 1987-9  
 1988-2  
 1988-3  
 1988-4  
 1988-13  
 1988-14  
 1988-15

11-35-4210(2)  
 1983-2  
 1983-3  
 1985-1  
 1987-8

11-35-4210(3)  
 1983-2  
 1983-3  
 1985-1  
 1987-8  
 1988-2

11-35-4210(4)  
 1988-2

11-35-4210(5)  
 1983-2  
 1983-3  
 1983-4  
 1983-5  
 1983-6  
 1983-7  
 1983-10  
 1984-1  
 1984-2  
 1984-2C  
 1984-6  
 1984-7  
 1985-0  
 1985-4  
 1986-2S  
 1986-7  
 1986-12  
 1987-8  
 1988-15

11-35-4210(6)  
 1984-7S

11-35-4210(7)  
 1982-4C  
 1983-18  
 1983-18C  
 1984-1  
 1984-2  
 1984-2A  
 1984-7S  
 1985-2  
 1986-2S  
 1986-6  
 1986-7  
 1986-12  
 1987-3b  
 1988-2  
 1988-8  
 1988-13  
 1988-14  
 1988-20

11-35-4220  
 1984-7S  
 1988-20

11-35-4230  
 1984-7S  
 1988-20

11-35-4230(5)  
 1988-20

11-35-4410  
 1982-4C  
 1983-10C  
 1983-12  
 1983-18C  
 1984-2A  
 1984-7C  
 1985-1  
 1985-2  
 1985-5  
 1986-1  
 1986-2  
 1986-4  
 1986-6  
 1986-9  
 1987-1  
 1987-3  
 1987-4  
 1987-5  
 1987-9  
 1988-2  
 1988-3  
 1988-4  
 1988-14  
 1988-20

11-35-4410(1)  
 1985-5  
 1986-6  
 1988-20

C O D E X

11-35-4410(2)  
1986-2S

11-35-4410(3)  
1986-2S

11-35-4410(5)  
1982-3C  
1983-4  
1983-5  
1983-6  
1983-7  
1983-12  
1983-18  
1984-1  
1984-6  
1984-7  
1984-7C  
1984-7S  
1985-1  
1985-4  
1986-2S  
1986-7  
1987-8  
1988-12  
1988-15  
1988-20

11-35-4410(6)  
1983-10  
1983-18  
1984-2  
1986-12  
1987-1

11-35-4410(7)  
1984-2C  
1986-7

38-25-150(2)  
1988-7

38-55-30  
1988-7

38-55-60  
1988-7

General Services Procurement Regulations  
(Binder 23 of S. C. Code Ann. (1976))

19-445.2015(B)  
1983-5

19-445.2030  
1986-9  
1986-12

19-445.2040  
1987-9

19-445.2045  
1987-9

19-445.2050  
1987-9

19-445.2065(A)  
1983-3

19-445.2065(B)  
1983-3  
1988-2  
1988-8

19-445.2070  
1982-2

19-445.2070(A)  
1982-2  
1983-2  
1983-3  
1986-7

19-445.2070(D)  
1982-2  
1983-2

19-445.2070(H)  
1987-9

19-445.2080  
1983-2  
1983-4  
1984-6  
1988-5

19-445.2080(3)  
1985-4

19-445.2085(B)  
1987-5

19-445.2090  
1988-19

19-445.2100  
1985-5  
1985-5A

19-445.2105  
1988-15

19-445.2110(C)  
1988-6

19-445.2110(E)  
1988-6

19-445.2110(F)  
1988-6

19-445.2120  
1986-2  
1986-2S

19-445.2125  
1988-12

19-445.2140(A)  
1984-1  
1987-4  
1988-14  
1988-15

19-445.2140(A)(1)  
1983-5

19-445.2140(A)(2)  
1983-5  
1984-1  
1986-9  
1986-12

19-445.2140(A)(4)  
1984-1  
1986-9

19-445.2140(B)  
1983-5  
1984-1  
1988-14

19-445.2140(C)  
1983-5

19-446.1000  
1988-3

1989-1990

INDEX OF PROCUREMENT PANEL DECISIONS

Ambiguous

1988-14  
1989-22

Anti-Competitive

1989-6

Bid Shopping

1989-7

Burden of Proof

1989-9

Collusive Bids

See file in procurement box.

Due Process

1986-6

Evaluation Process

1989-13  
1989-24  
1990-4  
1990-13  
1990-14

Experience

1990-4

Government Body

1989-2

Grant Funds

1989-18

Incumbent Vendor

1990-17

Industry Standard

1991-3  
1991-5

Injunctions

See file in procurement box.

Intervention

1989-5

Jurisdiction

See file in procurement box.

Lowest Bid

1990-4

Market Basket

1990-7  
1990-8

Mental Processes

See file in procurement box.

Methodology

1986-6

Most Advantageous to State

1986-6  
1989-13  
1990-4  
1990-10  
1990-13

New Solicitation

1988-14

Next Lowest Bid

1986-6  
1989-6  
1989-12

No Bid

1989-22

Non-Responsive Bid

1986-6  
1988-14  
1989-3  
1989-7  
1989-9  
1989-12  
1989-13  
1989-15  
1989-17  
1989-19  
1989-20  
1989-25  
1990-1  
1990-5  
1990-13

Only Responsive Bidder

1988-14

Oral Modification

1989-6  
1989-20

Oral Presentation

1989-8

Policy

1989-9  
1989-17  
1989-24  
1990-4

Preferences

1986-6  
1989-21  
1989-26  
1990-2  
1990-13

Prime/Subcontractor Exception

1989-21

Product Preference

1990-20  
1991-2

Protest

1986-6  
1988-14  
1989-19  
1990-4  
1990-18

Re-award

1989-8  
1989-12  
1989-13  
1989-21  
1989-24  
1989-25

Re-Bid

1988-14  
1989-6  
1989-8  
1989-25  
1991-3

Rescind

1989-12

Sealed Bid

1990-4

Sole Source Bid

1989-23

Standard of Review

1990-13

See also, file in procurement box.

Stay

1989-17

Sua Sponte Investigation

See file in procurement box.

Substantial Equivalent

1986-6

Supplement to Proposal

1989-6

1990-13

Technical Error

1989-3

1989-7

1989-12

1989-13

1989-17

1989-20

1989-24

Untimely Filed

1986-6

1989-15

1989-18

1989-19

1989-22

1989-25

1990-1

1990-11

1990-16

1991-1

1991-2

STATUTES

11-35-1410

1989-6

11-35-1510

1990-4

11-35-1520

1986-6

1989-3

1989-26

1990-13

1990-17

1991-1

11-35-1530

1989-8

1990-4

1990-13

1990-14

11-35-1710

1989-6

11-35-1810

1989-9

1989-17

1989-19

11-35-2410

1990-13

11-35-2730

1988-14

1989-9

11-35-3020

1989-6

1989-7

1989-17

11-35-4210

1986-6  
1989-8  
1989-15  
1989-17  
1989-18  
1989-19  
1989-22  
1989-23  
1989-25  
1990-1  
1990-2  
1990-4  
1990-13  
1990-16  
1990-18  
1991-1  
1991-2

11-35-4230

1989-1  
1989-2  
1989-4  
1991-3  
1991-4

11-35-4410

1986-6  
1989-5  
1990-1  
1990-4  
1990-13

REGULATIONS

19-445

1989-3  
1989-6  
1989-9  
1989-13  
1989-21  
1989-17  
1989-20  
1989-21  
1990-4  
1990-17

19-446

1989-21  
1990-2  
1990-20  
1991-2

1991

INDEX OF PROCUREMENT PANEL DECISIONS

SUBJECT INDEX

Agency Satisfaction

1991-3

Burden of Proof

1991-5

Change Orders

1991-4

Contract Controversy

1991-7

Contract Modifications

1991-7

Contract Repudiation

1991-18

Contract Specification

1991-3

Design Changes

1991-7

Expenditure of Funds

1991-14

Experience

1991-11

Fraud

1991-6

Good-Faith

1991-14

Jurisdiction

1991-14

Modification

Non-Responsive Bid

1991-8

1991-10

1991-11

1991-17

1991-20

Notice of Award

1991-1

Oral Arguments

1991-4

Product Preference

1991-2

Protest

1991-5

1991-6

Re-Award

1991-16(2)

Re-Bid

1991-8

Rejection of Proposals

1991-14

Resident-Vendor  
Preference

1991-2

1991-16

1991-16(2)

Standing

1991-6  
1991-8  
1991-10

Substitution

1991-8

Subcontractor License

1991-8  
1991-17

Untimely Filed

1991-1  
1991-2  
1991-7  
1991-8

**STATUTES**

11-35-30

1991-8  
1991-14

11-35-1710

1991-14

11-35-40

1991-14

11-35-1810

1991-18

11-35-310

1991-10  
1991-14

11-35-2070

1991-20

11-35-410

1991-16(2)

11-35-2085

1991-20

11-35-1410

1991-8

11-35-3020

1991-8  
1991-11  
1991-17

11-35-1520

1991-1  
1991-8  
1991-16  
1991-16(2)  
1991-20

11-35-3220

1991-16(2)

11-35-1530

1991-10  
1991-14

11-35-4210

1991-1  
1991-2  
1991-8  
1991-10  
1991-14  
1991-16  
1991-18



11-35-4230

1991-3  
1991-4  
1991-7  
1991-18

11-35-4410

1991-10

**REGULATIONS**

19-445.2065

1991-14

19-445.2135

1991-14

19-445.2080

1991-8  
1991-17

19-446.1000

1991-2

1992

INDEX DECISIONS OF THE  
PROCUREMENT REVIEW PANEL

Alternate Bid  
1992-2

Attorney Fees  
1992-10

Bid-Corrections  
1992-1

Branch Offices  
1992-8(2)

Clearly Erroneous  
1992-16

Contract Controversy  
1992-12

Faxed Copy  
1992-4

Format Prescribed  
1992-4

Jurisdiction  
1992-11

Minor Technicality  
1992-4  
1992-15

Mistake  
1992-1

Mootness  
1992-2

Nonresponsive  
1992-1  
1992-2  
1992-6  
1992-8  
1992-15

Protest  
1992-4  
1992-6  
1992-9  
1992-16

Reevaluation  
1992-6

Resident-Vendor  
Preference  
1992-18

Restrictive  
Specifications  
1992-7

Standard of Review  
1992-7

Standing  
1992-11  
1992-12  
1992-15

Unlicensed  
Subcontractor  
1992-8  
1992-8(2)

Untimely  
1992-4  
1992-6  
1992-9  
1992-13  
1992-17  
1992-18

**STATUTES**

11-35-20  
1992-16

11-35-310  
1992-16

11-35-1410  
1992-16

11-35-1520  
1992-18

11-35-1530  
1992-16

11-35-1810  
1992-16

11-35-2410  
1992-16

11-35-2730  
1992-7

11-35-3020  
1992-1  
1992-3  
1992-8  
1992-8(2)

11-35-4210  
1992-4  
1992-6  
1992-9  
1992-10  
1992-13  
1992-15  
1992-17  
1992-18

11-35-4230  
1992-12

**REGULATIONS**

19-445.2080  
1992-4  
1992-15

19-445.2085  
1992-1

19-445.2125  
1992-16

19-445.2140  
1992-7