

STATE OF SOUTH CAROLINA)	BEFORE THE SOUTH CAROLINA
)	PROCUREMENT REVIEW PANEL
COUNTY OF RICHLAND)	
)	
)	CASE NO. 2000-14
In re:)	
Protest of Roofco, Inc.)	
)	ORDER OF CONTINUANCE
)	
Appeal by Moore Construction of)	
York County, Inc.)	
)	

This matter came before the South Carolina Procurement Review Panel (Panel) by way of letter on March 12, 2001, from Herbert Hamilton, Esquire, appearing for Moore Construction of York County, Inc. (Moore). Moore requests a continuance in this case based on the following facts:

1. The protest submitted by Roofco, Inc. of the award to Moore on Project H51-9708-PG Medical Center Miscellaneous Roof Replacement Phase II (Project), MUSC, Charleston, SC surrounded the issue of **proper licensing**.
2. The Contractor's Licensing Board (Board) is the state authority responsible for enforcing the provisions set forth in the Contractor's Licensing Act.
3. The Executive Director of the Contracting Licensing Board advised the Chief Procurement Officer for Construction (CPOC) that the Project required a contractor with a Specialty Roofing License which Moore does not have. The CPOC gave great weight to the opinion of the Board and upheld the protest.
4. Moore appealed to the Panel, and subsequently requested a hearing before the Board. A hearing before the Board has been set for April 26, 2001.

5. The Panel has given deference to evidence submitted by a party from a licensing board in the past (See *Protest of Palmetto Pavement Maintenance*, Case No. 1996-7). The Panel has also addressed the issue of licensing in other cases (See *Protest of Burkwood Construction*, Case No. 1997-8 and *Protest of Johnson Controls, Inc.*, Case No. 1989-9).
6. The results of the hearing before the Board on April 26, 2001, may significantly impact a decision by the Panel.

Based on the above facts, the Panel grants a continuance in this case until after the Contracting Licensing Board issues a decision.

IT IS SO ORDERED.

**SOUTH CAROLINA PROCUREMENT
REVIEW PANEL**

BY: _____



Gus J. Roberts, Chairman

Columbia, SC

March 23, 2001