

**United States Small Business Administration  
Office of Hearings and Appeals**

VSBC Appeal of:

Patton Myhre Sourcing, LP,

Appellant

SBA No. VSBC-377-A

Decided: August 2, 2024

ORDER DISMISSING APPEAL<sup>1</sup>

On July 18, 2024, Patton Myhre Sourcing, LP (Appellant) appealed the denial of its application for certification as a Service-Disabled Veteran-Owned Small Business (SDVOSB) to the U.S. Small Business Administration (SBA) Office of Hearings and Appeals (OHA).

Although the appeal petition was deficient, Appellant's deadline for filing a proper appeal had not yet expired. As a result, OHA ordered that Appellant would have until July 31, 2024 to submit a new appeal petition. OHA explained that the existing appeal was insufficient because Appellant did not identify what error(s), if any, Appellant alleged the Director of SBA's Office of Government Contracting (D/GC) to have committed, as is necessary for a valid appeal under 13 C.F.R. §§ 134.1105(a)(2) and 134.1111. (Order at 1.) Instead, Appellant sought “help better understanding how to achieve [] Veteran owned small business certification.” (E-mail from D. Patton (July 18, 2024).) Furthermore, Appellant's appeal petition did not contain “the signature of the appellant or its attorney” as required by 13 C.F.R. §§ 134.1105(a)(4) and 134.209. Appellant did not submit a new appeal petition, nor otherwise respond to OHA's Order.

Under OHA's rules of procedure, a deficient appeal may be summarily dismissed. 13 C.F.R. § 134.1105(d). Here, as discussed above, Appellant's appeal is deficient, and Appellant did not avail itself of the opportunity to cure the defects.

Accordingly, the appeal is DISMISSED. This is the final decision of the U.S. Small Business Administration. 13 C.F.R. § 134.1112(d).

KENNETH M. HYDE  
Administrative Judge

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<sup>1</sup> This appeal is decided under the Small Business Act of 1958, 15 U.S.C. §§ 631 *et seq.*, and 13 C.F.R. parts 128 and 134 subpart K.