

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

IN THE MATTER OF:

Ace Sheetmetal, LLC

Petitioner

SBA No. BDP-341

Decided: February 22, 2010

**ORDER DISMISSING APPEAL**

On January 27, 2010, Ace Sheetmetal, LLC (Petitioner) appealed a Small Business Administration (SBA) determination denying Petitioner admission into the 8(a) Business Development program. Petitioner's Appeal Petition was not served upon the SBA's Associate General Counsel for Procurement Law or the SBA's Associate Administrator for 8(a) Business Development, did not have a Certificate of Service, and did not indicate the date the SBA determination being appealed was received.

On January 29, 2010, Petitioner was ordered to correct the deficiencies in its Appeal Petition, no later than February 4, 2010. Petitioner was advised that failure to correct the deficiencies could result in a dismissal of the appeal.

As of February 22, 2010, Petitioner has not complied with or responded to the Notice and Deficiency Order. Accordingly, Petitioner's Appeal Petition appealing the SBA's decision denying Petitioner admission to the 8(a) Business Development program is **DISMISSED**. *See* 13 C.F.R. § 134.203(c) ("A petition which does not contain all of the information required by [§ 134.203(a)] may be dismissed . . .").

Subject to 13 C.F.R. § 134.409(c), this is the final decision of the Small Business Administration. *See* Small Business Act § 8(a)(9)(D), 15 U.S.C. § 637(a)(9)(D); 13 C.F.R. § 134.409(a).

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BRENDA P. MURRAY  
Administrative Law Judge