

Letter of Appeal
 Federal Communications Commission
 Office of the Secretary
 445 12th Street, SW
 Washington, DC 20554
 CC Docket No. 02-6

Re: Request for Review of FY 2018 Revised Funding Commitment Decision Letter dated 9/11/2019
 (denial of submitted USAC appeal).

I am submitting this letter of appeal regarding the Revised Funding Commitment Decision Letter on the grounds that the consultant company previously employed by Pope John Paul II High School made a ministerial/clerical error. An integral service for the school's High School internet connectivity provided by Comcast was accidentally omitted from the application which otherwise should be approved. We request that the 60 day rule is waived and this appeal to correct a ministerial/clerical error considered.

Appellant Name:	e2e Exchange, LLC
Applicant Name:	Pope John Paul II High School
471 Application Number:	181030743
Billed Entity Number:	37370
FRN:	n/a
Service Provider:	Comcast Business Communications

SLD Explanation: *"Our records show that your appeal was filed more than 60 days after the date your decision letter was issued. Your appeal was filed on 05/10/2019. The Funding Decision Letter was issued on 04/21/2018. Federal Communications Commission (FCC) rules require appeals to be filed within 60 days of the date on the decision letter being appealed. FCC rules do not permit the Universal Service Administrative Company (USAC) to consider your appeal."*

Pope John Paul II High School does not have the staffing capabilities to devote to the Erate application and process. Therefore, the school sought the consulting services of ErateProgram, LLC to assist with their applications. However, ErateProgram, LLC failed to properly request funding for Comcast Business Communications services for FY2018. This service is for \$389.90 a month, an example invoice is attached. This service was properly included on a FY2018 Form 470 and out to bid for the minimum 28 days. The Form 470 #180027445 was certified 2/16/18 with an allowable contract date of 3/16/18. Comcast was the selected vendor for this service and to continue as month to month. The consultant ErateProgram failed to take action and properly include the month to month funding request on Form 471 application #181030743. Furthermore, they failed to submit a RAL to correct the issue prior to the FCDL issued on 4/21/18.

Once this error was found Pope John Paul II High School immediately took action and sought the help of a different consulting service, e2e exchange. Therefore, we are appealing this ministerial/ clerical error on behalf of Pope John Paul II High School, which otherwise would have received approval for funding. It is not the fault of the school that the information provided to their consultant was not properly processed, or that they do not have the staffing or resources capable to completely oversee the entire Erate process internally.

Note that this is not a case of ineligible services or funds. It is only a case of procedural error on the part of the former consultant — not the applicant Pope John Paul II High School. According to the Bishop-Perry order, omissions as a result of ministerial/clerical errors should be reconsidered. Furthermore, the FCC Order 06-54 waives the rules for procedural, not substantive violations.

We respectfully request that you consider this appeal and include full funding for this Comcast service, thereby fulfilling the objective of the E-rate program. Thank you for reviewing this appeal. Please use the contact information below.

Tiffany Bullion, E2e Exchange, LLC, PO Box 451, Syracuse, NY 13206, Tel. 315.422.7608, Fax 866.283.9332, trb@e2eexchange.com

Sincerely,
E2e exchange, LLC

Tiffany Bullion
Director of Operations

Attachments: Current Comcast invoice