**THIS IS AN APPEAL OF DENIED SPI PAYMENT (CC Docket No. 02-60)**

Schools and Libraries Program Correspondence Unit

Attn: Letter of Appeal

30 Lanidex Plaza, PO Box 685

Parsippany, NJ 07054-0685

Service Provider Filing the Appeal:

SPIN: 143027616

Contact Information:

Primary Contact: David Ventimiglia, 13545 Barrett Parkway Dr., Suite200, Ballwin, MO, 63021

FRN: 1699009721 (related to Appeal on FRN 1699008118)

Applicant:

BEN: 143722

Name: RIM OF THE WORLD UNIF SCH DIST

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FCC Form 471 Application Number: 161004326

USAC Decision being Appealed:

5/11/17, Partial Denial, Remittance Statement:

* SPI|143027616|Rim 9721 12/2016|1699009721|"SLD Invoice Number:2563877;Line Item Detail Number:8543577;Amount Requested:6837.32;Amount Requested Not Supported by Bill(s);204;"|062017|$5,128.03

5/15/17, Partial Denial, Remittance Statement:

* SPI|143027616|Rim 9721 11/2016|1699009721|"SLD Invoice Number:2563837;Line Item Detail Number:8543380;Amount Requested:6885.08;Amount Requested Not Supported by Bill(s);204;"|062017|$6,884.98

5/18/17, Full Denial, Remittance Statement:

* SPI|143027616|Rim 9721 08/2016|1699009721|"SLD Invoice Number:2563776;Line Item Detail Number:8543370;Amount Requested:6885.05;Service Cert Received but Invalid;1228;"|062017|$0.00
* SPI|143027616|Rim 9721 09/2016|1699009721|"SLD Invoice Number:2563779;Line Item Detail Number:8543373;Amount Requested:6885.08;Service Cert Received but Invalid;1228;"|062017|$0.00

5/22/17, Partial Denial, Remittance Statement:

* SPI|143027616|Rim 9721 03/2017|1699009721|"SLD Invoice Number:2563919;Line Item Detail Number:8543631;Amount Requested:6812.55;Service to Entity Not Approved on 471;1223;"|062017|$6,016.54

6/1/17, Partial Denial, Remittance Statement:

* SPI|143027616|Rim 9721 02/2017|1699009721|"SLD Invoice Number:2563895;Line Item Detail Number:8543608;Amount Requested:6812.55;Service to Entity Not Approved on 471;1223;"|062017|$5,960.98

Reason for the Appeal:

A PIA Review was received for the July 2016 through December 2016, February 2017 and March 2017 invoices. We responded to it with all of the necessary documentation within the allotted timeframe given by the USAC Reviewer. Unfortunately, the USAC Reviewer denied the SPI Invoices for August 2016 and September 2016 and dispositioned the denied payment as “Service Cert Received but Invalid.” The Service Certifications are attached and are completed in full with no errors.

The USAC Reviewer denied the SPI Invoices for November 2016 and December 2016 and dispositioned the denied payments as “Amount Requested Not Supported by Bill(s).” In addition, the SPI Invoices for February 2017 and March 2017 were denied and dispositioned as “Service to Entity Not Approved on 471.”

When we asked the reviewer the reason for denial, the USAC Reviewer provided the following reason: *“I have looked into exactly why SLD Invoice 2563877 was not paid in full.  The bill that was provided contained an entity Victor Valley Community College that was not approved in block 4 of the 471 application.    Eligible total of$6,410.04 X 80% SLD portion = $5,128.03.  Requested amount of invoice is $6,837.32.  Modification of $1,709.29.”*

The applicant receives their internet service from this location. The FCC has deemed this type of situation eligible with the following explanation: *“[1] See, e.g., Requests for Review of Decisions of the Universal Service Administrator by Bootheel Consortium; Schools and Libraries Universal Service Support Mechanism, CC Docket No. 02-6, Order, 22 FCC Rcd 8747, 8750, para. 6 (2007) (finding that although a transmission route to serve an eligible entity passed through an ineligible entity, the service was eligible because the ineligible entity did not use any of the discounted service).”*

We are currently lacking partial payments for November 2016, December 2016, February 2017 and March 2017 and we are currently lack full payments for August 2016 and September 2016 for FY2016 eligible services totaling $23,933.28.

We have provided all required documentation which displays that both Charter and the applicant have remained in full compliance with program rules. We seek full payment on the requested FRN or complete explanation and justification of funding denial so we are able to zero out the balances owed for FY2016.

Please do not hesitate to reach out regarding any question you have regarding this request.

Attachments:

* 5-11-17 143027616 SPI 5128.03.doc (partial remittance for 12/2016)
* 5-15-17 143027616 SPI 6884.98.doc (partial remittance for 11/2016)
* 5-18-17 143027616 SPI 67950.13.doc (remittance denial for 8/2016 and 9/2016)
* 5-22-17 143027616 SPI 6016.54.doc (partial remittance for 03/2017)
* 6-1-17 143027616 SPI 5960.98.doc (partial remittance for 02/2017)
* RE Invoices and Service Certifications Needed for Charter Fiberlink CA-CCO LLC - Payment Inquiry.msg (PIA Review – 4/11/17 and Approved Funding Request Precedent)
* RE Invoices Needed for SLD Invoice 2563879.msg (PIA Review – 5/18/17)
* Similar Scenario - DA-16-1120A1 9 30 16 Turlock Approved.docx (FCC Quoted Documentation)