**Letter of Appeal**

**FCC**

**CC Docket 02-6**

February 5, 2018

The Bibb County School District (BCSD) appeals a decision of the Schools and Libraries Division of the Universal Service Administrative Company (Administrator). This appeal comes timely submitted within 60 days of the Administrator decision.

Requestor: Bibb County School District

Billed Entity Number: 127456

FCC Registration Number 0013414081

Funding Request Number: 2632372

Form 471 Numbers: 941778

Contact: Hugh Manning, Consultant for Bibb County Schools

Phone: 724-350-4380

Email: [hugh@k12consultants.com](mailto:hugh@k12consultants.com)

Address: 5245 Williams Drive, Fort Myers Beach, FL 33931

BCSD received a denial of USAC appeal on January 2, 2018 that indicated “…it has been determined that this funding commitment must be rescinded in full. It was determined that Bibb County School District failed to demonstrate that the price of eligible products and services was the primary factor in the vendor selection process. Bibb County School District failed to provide bid evaluation sheets or any other evidence that price was the primary factor in the vendor selection process and stated that they "did not prepare a formal vendor evaluation." FCC rules require that applicants select the most cost-effective product and/or service offering with price being the primary factor in the vendor selection process….”

BCSD RESPONSE: District personnel made a clerical error by using the 2012 470 number on the 471, when they should have used the 2010 470 number instead.

A 2010 agreement with Schoolwires was already in place. The district made no decision to change the existing service. The 2012 470 was set aside. Ultimately an addendum (attached) was executed to simply continue the existing services. Here is the timeline and actions that support our response:

1. BCSD executed a contract with Schoolwires in 2010 for webhosting services. This contract provided for services from 7/1/10 through 6/30/12.

2. An addendum (attached) to the 2010 agreement was executed by BCSD on 3/13/12 to extend the original contract to 6/30/15.

3. E-rate funding for Schoolwires remained virtually the same from 2010-2014. This critical fact supports the conclusion that services properly structured in 2010 were never changed all the way through 2014.

4. BCSD made a clerical error in the filing of the 2014 471. The Schoolwires FRN for 2014 should have referenced the 2010 470 as the establishing 470. Again, this is supported by the executed Addendum signed on March 2012. It was an Addendum, NOT a new contract.

Remedy requested: We request that USAC approve this FRN and retain the funding committed.

Sincerely yours,

Hugh Manning, Consultant for Bibb County School District