

**Before the
Federal Communications Commission
Washington, D.C. 20554**

February 7, 2019

In the Matter of

Schools and Libraries Universal Service
Support Mechanism

Request for Waiver of the FCC "Red Light Rule"

Harambee Charter School

Schools and Libraries Program: CC Docket No. 02-6

FCC Request for Waiver

Applicant Name: Harambee Charter School

Applicant BEN: 228148

Application Numbers: 181037348 and 181039903

FRNs: 1899072243, 1899072254, 1899072265, 1899072275, 1899077315, 1899077665,
1899077758 & 1899077900

Submitted by:

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Introduction

This is a request for the FCC to waive the Red Light Rule and re-open the review of Harambee Charter School's 2018 E-Rate 471 applications (181037348 and 181039903).

Argument

In March of 2018, Harambee Charter School received a Notice of Withholding Action email indicating that the school was delinquent in repaying a debt stemming from their 2005 funding. This was the first that the school had heard of any debt as the previous E-Rate contact at the school (to whom all correspondence was sent) was no longer employed by Harambee. After many phone calls to a number of different people at USAC, it was determined that there were questions related to their 2005 E-Rate funding that were never answered because they were sent to someone that was no longer at the school. As a result, in June 2017 USAC requested repayment of those 2005 funds and sent COMAD letters to the school. Being that all communication regarding this matter was directed to someone that was no longer at the school, no action was taken because the school was unaware of any issues.

Once the school received the Notice of Withholding Action on 3/1/18, they had many conversations with USAC, the Treasury Dept and their attorney and determined that the best course of action was to repay the debt. On 5/14/18 the school reported that they made a payment arrangement with the treasury department however, the school reported that no instructions were provided on how to make the payment. After many more calls, they were finally able to make the payment in full on 9/20/18 (see payment confirmation attached) but unfortunately, they had already received their 2018 FCDLs (dated 8/3/18) which were denied because the school was on Red Light Status.

On 9/24/18, we filed an appeal to USAC to re-open the review of their 2018 applications since they had now repaid their debt in full. This appeal was denied.

As you can see there is no fraud or abuse, just a matter of lost communications and a delay in receiving the proper instructions for repaying their debt. We believe the school showed good faith in their efforts to re-pay their debt in full, which they did, and we therefore respectfully request a waiver to the FCC Red Light Rule so that the reviews of their 2018 applications can be re-opened.

If you have any questions or need additional information please let me know.

Thank you,

A handwritten signature in black ink, appearing to read "Kristin Hansen", with a long, sweeping horizontal line extending to the right.

Kristin Hansen