

Reverse Chronology of 2016 Comcast Filing, and reason for appeal

BEN # 21334

Comcast SPIN # 143003990

Date	Action
10/29/18	<p>Filing this appeal with FCC in order to appeal USAC's denial of my appeal.</p> <p>The decision I am appealing is: <i>"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 9/25/2018. The Revised Funding Commitment Decision Letter for Appeal #81835 was issued on 2/22/2018. 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. "</i></p> <p>Reason I am appealing this: <i>On 2/22/18 my original appeal was APPROVED. Therefore, I am not beyond the 60 days to appeal it. Two appeals were filed, one by me, and one by Paul Burke from USAC. Mine was approved, and his was partially approved, on the same day.</i></p>
10/3/18	<p>Received Revised Funding Commitment Decision Letter. Appeal was denied. <i>Narrative: "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 9/25/2018. The Revised Funding Commitment Decision Letter for Appeal #81835 was issued on 2/22/2018. 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. "</i></p>
9/25/18	<p>Filed appeal #123814 with narrative: "I believe this Recovery of Improperly Disbursed Funds Letter is in error.</p> <p>Two appeals have been filed in this case. I filed appeal #42892 on 5/10/17. This appeal was APPROVED, with the usac comment, "Your appeal has brought forward persuasive information that the Service Start Date for this funding request should be 7/1/2016."</p>

	<p>On 11/1/17, an appeal was filed by Paul Burke of usac. The request number is 81835. His post commitment rational was stated as, "Due to a late filing of this FCC Form 486, Service Start Date on your FRN was adjusted to 12/11/17 Additionally, recurring charges that will occur before your adjusted service start date were removed and FRN was reduced to: \$11,005.40" and his narrative with the appeal states, "We have discovered there may be a discrepancy with the service start date on your FCC Form 486. Therefore, we have created an appeal record on your behalf to validate your service start date. After our validation is complete, you will receive a revised Funding Commitment Decision Letter. There is no action required by you at this time."</p> <p>I believe this appeal filed on our behalf by Paul Burke of usac is in error, and goes against the approval we received on my appeal #42892, which clearly states that the service start date should be 7/1/16. Please let me know if you need any more information from me in order to rectify this situation. I am attaching all necessary documentation."</p>
9/25/18	Called USAC as advised in the RIDF Letter. Was told the situation was very confusing, and I needed to file the appeal in writing.
9/19/18	Received Recovery of Improperly Disbursed Funds letter.
2/22/18	Paul Burke's appeal #81835 was partially approved , with narrative: "Due to a late filing of this FCC Form 486, Service Start Date on your FRN was adjusted to 12/11/17 Additionally, recurring charges that will occur before your adjusted service start date were removed and FRN was reduced to: \$11,005.40"
2/22/18	<p>My appeal #42892 was approved with narrative: "Your appeal has brought forward persuasive information that the Service Start Date for this funding request should be 7/1/2016."</p> <p>As my appeal was approved, I did not feel any action on my part was needed.</p>
11/1/17	<p>Paul Burke of USAC filed an appeal Request #81835</p> <p>Narrative: "We have discovered there may be a discrepancy with the service start date on your FCC Form 486. Therefore, we have created an appeal record on your behalf to validate your service start date. After our validation is complete, you will receive a revised Funding Commitment Decision Letter. There is no action required by you at this time."</p>

5/10/17	<p>Filed appeal to usac on this matter. Appealed to have service start date set back to 7/1/16 Request #42892</p> <p>Narrative: "I had originally been advised by comcast that I only needed to file a 471 for their service since it was a continuation of a 5 year contract. Therefore, when I filed 486 for our other Funding Request, I did not file it for our connectivity from comcast. I was out on medical leave for an extended period of time. I received notification that we had missed the filing deadline for the 486, and were being given a 15 day extension. During that 15 days, I called usac and was advised that the 486 WAS filed, and that they would make a record of my call in my file in case an appeal was necessary later. When we didn't receive the credit to our bill from Comcast, I followed up from them and found that they were unable to do so because the 486 was not filed! At that point I filed the 486, and was notified that we were receiving a reduced benefit because it wasn't filed by the deadline, or within the 15 days extension. Please advise. Thank you."</p>
4/10/17	<p>Found out from Comcast that they hadn't credited us yet because NO 486 had been filed. Immediately filed 486. Received notice that 486 was certified, and also received notice that service start date was being changed to 12/11/16 instead of 7/1/16 because of 120 day violation.</p>
3/9/17	<p>Received 486 urgent reminder, giving 15 days to file without penalty. I called USAC for assistance with this, due to my confusion, within the 15 days. I was told over the phone that I DID file the comcast 486 and they could see it in my account. The gentleman I spoke with said he would make note of the call in our records in case an appeal needed to be filed in the future. Therefore, I did NOT file the 486.</p>
7/31/16	<p>Filed 486 for Category 2 - Hardware. Did NOT file 486 for Comcast because of the misunderstanding noted above.</p>
7/23/16	<p>Received FCDL for both connectivity and hardware</p>
5/16/16	<p>Was advised by Comcast rep Theresa Boroughs during phone call that because this is a continuation of a contract we ONLY file 471. I now know that means I shouldn't have filed 470, but at that time I took it to mean the ONLY form to file was 471.</p>
5/16/16	<p>Filed 471 for BOTH connectivity and hardware</p>
2/5/16	<p>Filed 470 for Connectivity - #160024848 and Hardware -</p>

	#160024849
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