Appeal/Waiver Request

CC Docket# 02-6

Applicant Name: **Whitefish Bay Consortium**

Entity Number: **17017827**

Funding Year: 2018-19

# CONTACT INFORMATION

## Contact Person: Contact information:

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John Hughes

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## 919.968-4332

919-929-9074

1829 E Franklin St, Ste 800E Chapel Hill, NC 27514

**APPLICANT INFORMATION**

Applicant Name: BEN:

## Application #:

Whitefish Bay Consortium

17017827

181041993

## "Form 471 Submitted Outside of Window"

**This is a request for a Waiver/Appeal of the Filing Window for**

**Whitefish Bay Consortium**

# Waiver/Appeal Request:

**Funding Year 2018 Form 471 Submitted Outside of window**

Form 471 Information: **181041993**

## Funding Request Number(s):

**FRN:** 1899082107

# TOTAL Dollar Amount Requested: $8,066

**Certification Date;** 03/28/18

## Service Provider Name: To be listed at end of document

Service Provider Identification Number: To be listed at end of document

**Reason for Denial:**

Funding Year 2018 Form 471 Submitted Outside of Window

**Rationale for Request:**

During the "Erate filling window", I had the responsibility of filing for the Consortium. The consortium had supplied me with all of the information for the completion of the Form 471.

**Process that Lead to the Error**

**I** filed over 250 individual 471s. This included applications for 30 clients who engaged our services at the last minute and had not ever participated in the E-Rate program before. As a result of this last minute workload and extensive complications and delays that arose from filing with the EPC system, the 471 for Whitefish Bay Consortium was not filed on time, however it was filed and certified within the 14 day window.

**Circumstances to Consider**

o Form 471 181042047 was certified on March 28, 2018

**Past FCC Ruling**

FCC

DA 12-1469

September 14, 2012

The Order and Order on Reconsideration reviewed 39 requests from petitioners seeking review of decisions made by USAC under 1be Erate program. These petitioners were seeking waivers on the Form 471 filing window deadline.

The requests were granted for those schools who filed within 14 days after the filing window deadline.

Justification was cited on past FCC Rules specifically File Nos. SLD-487009, et al., CC Docket No. 02-6, Order. 25 FCC Red 9256 (2010) (Academy of Math and Science Order) (finding special circumstances exist to justify granting waiver requests where. for example. petitioners filed their FCC Forms 471 within 14 days after the FCC Form 471 filing window deadline or flied their Form 471 on time, but failed to timely file their certifications): Also, the following order or docket #s: CC Docket NO. 02-6. Order, 26 FCC red 354.

# Form 471s and Associated FRNs with Vendors Effected:

**471: 181041993**

**FRN:** 1899082107 **Service Provider Name:** Charter (SPIN 143050436)

## This request is made on behalf of the Whitefish Bay Consortium for a Waiver/appeal lo be granted. By granting this Waiver/Appeal. USAC should be directed to review Whitefish Bay Consortium’s application for funding during the Funding Year 20I8.



John Hughes Consultant

New Hope Technology Foundation 919-968-4332