



Ryan B Palmer, Chief
Telecommunications Access Policy Division
Wireline Competition Bureau
Federal Communications Commission

Dated: April 16, 2019

RE: Northeast Bradford School District
FRN: 1699090802 App#: 161030048

In the Matter of Request for Review by CXtec dba CableExpress Corp. (SPIN 143005790) of
Decision of Universal Service Administrator

Dear Mr. Ryan Palmer,

I am writing to request your consideration of our extraordinary circumstances that have caused us to submit request for payment outside of the Commission's invoicing rules.

We had a team leader, that was responsible for the submission of the BEAR forms online. He was not completing his job in the manner that he was hired for, he left (April 2018). The knowledge of the E-Rate and Federal Commission Rules was not transferred to anyone because the position was vacant for several months. I have been employed (Aug 2018) in a capacity that is intended to take on the leadership role of the vacant position and started to educate myself on the rules and the appropriate processes for USAC, E-Rate and FCC, I am still learning as we go. It appears we are currently submitting our BEAR/E-Rate forms by the rules. However, we have three accounts that were part of the circumstances that led to a significant amount of E-rate funding (\$78,771.49) that we have been unable to have released to us.

We have a note in our system stating that an SLD inquiry 22-958457 was submitted on 11/28/17, but we do not have any documentation to back this up. On August 21, 2018 we attempted to contact Northeast Bradford School District via email to see if we could get some assistance with information to file a waiver, we filed FCC form 474, and submitted a customer service case # 270427 with the USAC. We received the denial for the Invoice Deadline Extension Request on 11/02/2018, we immediately attempted to file a request for review with all the pertinent information. It appears, that we failed to provide enough information or make a case for our extraordinary circumstances.



5404 South Bay Rd.
Syracuse, NY 13212



P: 315.476.3000



F: 315.455.1800



ISO 9001:2015 Certified



The product was delivered to Northeast Bradford School District between August 3, 2016 – August 28, 2016. UPS tracking numbers are: 1Z6619070391301464, 1Z6619070391301473, 1Z6619070391301482, 1Z6619070391301491, 1Z6619070391301508, 1Z6619070391301517, 873169021, 878114753, 869646282, 824008150, 1Z1168510305213630, 1Z1168510305214031, 1Z1168510305219581, 1Z4XX5300350839335. I am unable to provide the actual tracking confirmation, as the UPS site only has details for shipments made within the last 120 days. The Customer has all product in good working order. They paid their 30% portion of \$9,840.25 on check # 17137 on 12/05/16. We have a balance of \$22,960.60 that we are requesting your approval to release the funds to us, outside of the invoicing rules, due to our extraordinary circumstance.

I have attached all documentation that we have available to submit, including past communication.

We appreciate your consideration.

Please feel free to contact me with any other questions or recommendations.

Respectfully,

A handwritten signature in black ink, appearing to read "Kera Pinard". The signature is fluid and cursive, with a large loop at the end.

Kera Pinard

Manager of Corporate Credit & Accounts Payable

P: 315.476.3000 x2165

Kera.pinard@cxtec.com

www.cxtec.com



5404 South Bay Rd.
Syracuse, NY 13212



P: 315.476.3000



F: 315.455.1800



ISO 9001:2015 Certified

Remit To
CXtec
PO Box 5211 - Dept 116003
Binghamton, NY 13902-5211

CXtec is a DBA of CABLExpress Corporation

Offices: 315-476-3000
Sales Fax: 315-455-1800
Tax ID: 16-1105670

SHIP TO:
Northeast Bradford School
District
526 Panther Ln
Rome, PA 18837

INVOICE	
Number	C18696
Date	22-Aug-16
Purchase Order	Erate-17100
Customer Number	32929
Site Id	364862

BILL TO:
Business Office
Northeast Bradford School District
526 Panther Ln
Rome, PA 18837

TERMS		DUE-DATE	SALESPERSON		CUSTOMER CONTACT	
30 Days		21-Sep-16	Mike Nardella		Business Office	
SHIP DATE		FREIGHT TERM			FOB	
22-Aug-16		Prepaid & Add			ORIGIN	
ITEM NO.	PART NUMBER/DESCRIPTION	QUANTITY		UNIT PRICE	EXTENSION	
		ORDERED	SHIPPED			
1	237344 equal2new APC SMARTUPS 2200VA USB AND SERIAL LINE INTERACTIVE 120V BATTERY Serial Numbers: JS0636031892, 13368243	1	1	610.00	610.00	
2	237344 equal2new APC SMARTUPS 2200VA USB AND SERIAL LINE INTERACTIVE 120V BATTERY Serial Numbers: JS0537032882, 13368505	1	1	610.00	610.00	
3	237344 equal2new APC SMARTUPS 2200VA USB AND SERIAL LINE INTERACTIVE 120V BATTERY Serial Numbers: JS0817017768, 13368238	1	1	610.00	610.00	
4	237344 equal2new APC SMARTUPS 2200VA USB AND SERIAL LINE INTERACTIVE 120V BATTERY Serial Numbers: JS0636031823, 13368241	1	1	610.00	610.00	
5	237344 equal2new APC SMARTUPS 2200VA USB AND SERIAL LINE INTERACTIVE 120V BATTERY Serial Numbers: JS0715014455, 13368497, JS0621039284, 13368498, JS0632015608, 13368499, JS0715014591, 13368500, JS0714001639, 13368502, JS0550036347, 13368503, JS0636031776, 13368504	7	7	610.00	4,270.00	
6	237344 equal2new APC SMARTUPS 2200VA USB AND SERIAL LINE INTERACTIVE 120V BATTERY Serial Numbers: JS0817017737, 13368239	1	1	610.00	610.00	
7	237344 equal2new APC SMARTUPS 2200VA USB AND SERIAL LINE INTERACTIVE 120V BATTERY Serial Numbers: JS0630008001, 13366292, JS0516022789, 13366302, JS0515036276, 13366309	3	3	610.00	1,830.00	
8	216199 equal2new SMARTSLOT NETWORK MANAGEMENT CARD HTTP SNMP TELNET WAP FTP Serial Numbers: ZA0647020857, 13359947, ZA0647020935, 13359950	2	2	99.87	199.74	
9	219342 GL600E 31U 60IN HIGH x 24IN WIDE x 32IN DEEP ENHANCED SERIES CABINET WITH TPE-24F10 FAN TOP	1	1	1,479.00	1,479.00	
10	261315 JUNIPER EX 2200 48PORT 10/100/1000BASET ENET STANDALONE W/4SFP UPLINK PORTS Serial Numbers: SCT0215500109, SCT0215500128, SCT0215500239, SCT0215500237, SCT0215500266, SCT0215500605, SCT0215500652, SCT0215500682, SCT0215500686, SCT0215500833, SCT0215500832, SCT0215500936	12	12	1,663.15	19,957.80	
11	216199 equal2new SMARTSLOT NETWORK MANAGEMENT CARD HTTP SNMP TELNET WAP FTP Serial Numbers: 3940219900742001, 13347877, BA0820017793, 13351663	2	2	99.87	199.74	
12	277536 1000FT CAT6 SOLID SHIELDED BLACK RISER BULK CABLE	4	4	179.00	716.00	
13	FREIGHT SHIPPING/HANDLING CHARGE - TOTAL FOR ORDER	1	1	.00	.00	
14	216199 equal2new SMARTSLOT NETWORK MANAGEMENT CARD HTTP SNMP TELNET WAP FTP Serial Numbers: 2040211000222425, 13347871, 2040211000221148, 13347872, 2040211000222613, 13347873, 2440211000169681, 13347874, 2040211000227953, 13347875, 2040211000203743, 13347876,	11	11	99.87	1,098.57	

ITEM NO.	PART NUMBER/DESCRIPTION	QUANTITY		UNIT PRICE	EXTENSION
		ORDERED	SHIPPED		
	ZA0626008282, 13351659, JA0220016375, 13351660, JA0236013236, 13351662, ZA0525012871, 13351665, JA0220016311, 13351666				
15	E-Rate 70% paid by SLD, FRN # 1699090802	-1	-1	22,960.60	-22,960.60

SUBTOTAL 9,840.25

TOTAL 9,840.25

All prices are in U.S. dollars.

Chinquapin Preparatory School, TX, Application No. 945296, Request for Waiver, CC Docket No. 02-6 (filed Oct. 18, 2016)

CXtec, Inc. (Martinsville School District), VA, Application No. 161027356, Request for Waiver, CC Docket No. 02-6 (filed Nov. 2, 2018)

CXtec, Inc. (Mountain View-Birch Tree School District), VA, Application No. 16105093, Request for Waiver, CC Docket No. 02-6 (filed Oct. 31, 2018)

CXtec, Inc. (Northeast Bradford School District), PA, Application No. 161030048, Request for Waiver, CC Docket No. 02-6 (filed Oct. 31, 2018)

East Newton School District R6, MO, Application No. 1015414, Request for Waiver, CC Docket No. 02-6 (filed Dec. 5, 2016)

ePlus Technology, Inc. (Kearny School District), NJ, Application No. 161056024, Request for Waiver, CC Docket No. 02-6 (filed Feb. 19, 2019)

Independent School District #756 of Minnesota, MN, Application No. 161005490, Request for Waiver, CC Docket No. 02-6 (filed Nov. 14, 2017)

McIver's Grant Public Library, TN, Application No. 171003366, Request for Waiver, CC Docket No. 02-6 (Feb. 27, 2019)

Moffat School District 2, CO, Application No. 161006927, Request for Waiver, CC Docket No. 02-6 (filed Oct. 19, 2017)

New Simpson Hill CSD#32, IL, Application No. 171005686, Request for Waiver, CC Docket No. 02-6 (filed Feb. 19, 2019)

Socket Telecom, LLC (Great Circle), MO, Application No. 161017267, Request for Waiver, CC Docket No. 02-6 (filed Aug. 10, 2018)

TCA Communications (Batesville Public School District), AR, Application No. 171003025, Request for Waiver, CC Docket No. 02-6 (filed Jan. 29, 2019)

United Systems, Inc. (Seiling Independent School District 8), OK, Application No. 171037046, Request for Waiver, CC Docket No. 02-6 (filed Feb. 20, 2019)

Late-Filed FCC Form 471 Applications²¹

Briarfield Academy, LA, No Application No., Request for Waiver, CC Docket No. 02-6 (filed March 8, 2019)

Eastmont School District, WA, Application No. 181043503, Request for Waiver, CC Docket No. 02-6 (filed Dec. 17, 2018)

²¹ See, e.g., *Requests for Waiver and Review of Decisions of the Universal Service Administrator by Academy of Math and Science; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 25 FCC Rcd 9256, 9261-62, para. 13 (2010) (*Academy of Math and Science Order*) (denying requests for waiver of the FCC Form 471 filing window deadline where petitioners failed to present special circumstances justifying waiver of our rules).

Submit a Filing

1

FILING

2

REVIEW

3

CONFIRMATION

Proceeding: 02-6
Confirmation #: 20181031635704032
Submitted: Oct 31, 2018 3:17:28 PM
Status: RECEIVED

Name(s) of Filer(s) Irene Brown
Law Firm(s)
Attorney/Author Name(s)
Primary Contact Email accounting-ar@cxtec.com
Type of Filing WAIVER
File Number
Report Number
Bureau ID Number
Address of Filer
Address 5404 South Bay Road , Syracuse, NY, 13212
Email Confirmation No

Submit Another 

Good Afternoon,

I am reaching out for a waiver for an invoice that was denied by USAC due to the invoice being submitted after the acceptable timeframe. My information is below:

Service Provider: CXtec Inc.

SPIN : 143005790

Contact Person: Irene Brown

Telephone number: 315-476-1800 ex 2284

Contact email address: accounting-ar@cxtec.com, ibrown@cxtec.com

We are seeking payment of \$22,9860.60 for an order placed by Northeast Bradford School District (FRN:1699090802) placed on August 1st, 2016. The Customer has paid their 30% of the order which totaled \$9,840.25. This was paid on September 8th, 2016. Customer received all the product.

I have attached our invoice to the customer, and the invoice submitted to USAC. Please let me know if any other information needs to be provided.

Irene Brown

FCC Form 474	<div>Do not write in this space.</div>	Approved by OMB OMB Control No. 3060 – 0856 Estimated time per response: 1.0 hour
Schools and Libraries Universal Service Service Provider Invoice FCC Form 474		
Please read instructions before completing		
Service Provider Form Identifier 1039343 (Create an identifier for your own reference)	FCC Form 474 Invoice # 2851411 (To be inserted by administrator)	
Block 1: Service Provider Information		
1. Service Provider Name CXtec Inc.		
2. Service Provider Identification Number (SPIN) 143005790		
3. Contact Person's Name Irene Brown		
4. Contact Telephone Number Area Code: 315 Phone Number: 4763000 Ext.		
Contact Fax Number Area Code: 315 Fax Number: 4551800		
Contact Email Address accounting-ar@cxtec.com		
5. Total Invoice Amount (total of Block 2, Column 13) 22960.60		

Page 1 of 4 FCC Form 474 July 2016

Approved by OMB
OMB Control No. 3060 – 0856

SPIN <u>143005790</u>							
Service Provider Form Identifier <u>1039343</u>							
Contact Person <u>Irene Brown</u>							
Contact Telephone Number <u>315-4763000</u>							
Block 2: Funding Request Number Information							
6. FCC Form 471 Application Number (from Funding Commitment Decision Letter)	7. Funding Request Number (FRN) (from Funding Commitment Decision Letter)	8. Bill Frequency (e.g., Monthly, Quarterly, Annually, One-time, Other)	9. Customer Billed Date (mm/yyyy)	10. Shipping Date to Customer or Last Day of Work Performed (mm/dd/yyyy)	11. Total (Undiscounted) Amount for Service per FRN	12. Discount Rate	13. Amount Billed to USAC (Column 11 multiplied by Column 12)
			For each FRN, there should be an entry in Column 9 or Column 10 but <u>NOT BOTH</u>				
161030048	1699090802	ONE-TIME	08/01/2016		32800.85	70	22960.60
TOTAL REIMBURSEMENT AMOUNT TO BE ENTERED INTO ITEM 5							

Approved by OMB
OMB Control No. 3060 – 0856

Service Provider Invoice FCC Form 474	
Service Provider Form Identifier <u>1039343</u>	
Contact Person <u>Irene Brown</u>	
Contact Telephone Number <u>315-4763000</u>	
Block 3: Service Provider Certifications & Signature	
I declare under penalty of perjury that the foregoing is true and correct and that I am authorized to submit this Service Provider Invoice Form (FCC Form 474) and acknowledge to the best of my knowledge, information and belief, as follows:	
<input checked="" type="checkbox"/> A. I certify that this Service Provider is in compliance with the rules and orders governing the schools and libraries universal service support program and I acknowledge that failure to be in compliance and remain in compliance with those rules and orders may result in the denial of discount funding and/or cancellation of funding commitments.	
<input checked="" type="checkbox"/> B. I certify that the certifications made on the Service Provider Annual Certification Form (FCC Form 473) by this Service Provider are true and correct.	
<input checked="" type="checkbox"/> C. I acknowledge that failure to comply with the rules and orders governing the schools and libraries universal service support program could result in civil or criminal prosecution by law enforcement authorities.	
14. Signature of authorized person <input checked="" type="checkbox"/>	15. Date 8/21/2018
16. Printed name of authorized person Irene Brown	
17. Title or position of authorized person credit and collections analyst	
18. Telephone number of authorized person 315-4763000	
19. Address of authorized person 5404 South Bay Rd syracuse NY, 13212	

Approved by OMB
OMB Control NO. 3060 – 0856

Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

FCC NOTICE FOR INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

Part 54 of the Commission's Rules authorizes the FCC to collect the information on this form. Failure to provide all requested information will delay the processing of the application or result in the application being returned without action. Information requested by this form will be available for public inspection. Your response is required to obtain the requested authorization.

The public reporting for this collection of information is estimated to range from 1 to 2 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the required data, and completing and reviewing the collection of information. If you have any comments on this burden estimate, or how we can improve the collection and reduce the burden it causes you, please write to the Federal Communications Commission, AMD-PERF, Paperwork Reduction Act Project (3060-0856), Washington, DC 20554. We will also accept your comments regarding the Paperwork Reduction Act aspects of this collection via the Internet if you send them to PRA@fcc.gov. PLEASE DO NOT SEND YOUR RESPONSE TO THIS FORM TO THIS ADDRESS.

Remember – You are not required to respond to a collection of information sponsored by the Federal government, and the government may not conduct or sponsor this collection, unless it displays a currently valid OMB control number or if we fail to provide you with this notice. This collection has been assigned an OMB control number of 3060-0856.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, PUBLIC LAW 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3) AND THE PAPERWORK REDUCTION ACT OF 1995, PUBLIC LAW 104-13, OCTOBER 1, 1995, 44 U.S.C. SECTION 3507.

Do not staple the FCC Form 474.

[Form 474 Menu](#) | [Question/Problem](#)

[Home](#) | Client Service Bureau: 1-888-203-8100

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SO 1039345
Northeast Bradford School



Sub 8/21/18

IMPORTANT

**Please record this invoice's information in a secure place
for future records**

**InvoiceID: 2851411
Security Code: 99664**

[Continue>>](#)

[Home](#) | Client Service Bureau: 1-888-203-8100

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Customer Service Case: ~~255952~~
270427