

EXHIBIT A

Marcia Evans
Time Warner Cable Business LLC
12405 Powerscourt Dr
St Louis, MO 63131



Notification of Commitment Adjustment Letter

Funding Year 2007: July 1, 2007 - June 30, 2008

June 21, 2017

Marcia Evans
Time Warner Cable Business LLC
12405 Powerscourt Dr
St Louis, MO 63131

Re: SPIN:	143048275
Service Provider Name:	Time Warner Cable Business LLC
Form 471 Application Number:	583371
Funding Year:	2007
FCC Registration Number:	
Applicant Name	ROBESON COUNTY PUBLIC SCHOOLS
Billed Entity Number:	126994
Applicant Contact Person:	Everette Teal

Our routine review of Schools and Libraries Program (SLP) funding commitments has revealed certain applications where funds were committed in violation of SLP rules.

In order to be sure that no funds are used in violation of SLP rules, the Universal Service Administrative Company (USAC) must now adjust the overall funding commitment. The purpose of this letter is to make the required adjustments to the funding commitment, and to give you an opportunity to appeal this decision. USAC has determined the service provider is responsible for all or some of the program rule violations. Therefore, the service provider is responsible to repay all or some of the funds disbursed in error (if any).

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Letter of Appeal
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PO Box 685
Parsippany, NJ 07054-0685

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Schools and Libraries Program
Universal Services Administrative Company

cc: Everette Teal
ROBESON COUNTY PUBLIC SCHOOLS

Funding Commitment Adjustment Report
Form 471 Application Number: 583371

Funding Request Number:	1617184
Contract Number:	N/A
Services Ordered:	INTERNET ACCESS
Billing Account Number:	9106716054
Original Funding Commitment:	\$699,480.00
Commitment Adjustment Amount:	\$699,480.00
Adjusted Funding Commitment:	\$0.00
Funds Disbursed to Date:	\$699,480.00
Funds to be Recovered from Service Provider:	\$699,480.00

Funding Commitment Adjustment Explanation:

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ROBESON COUNTY PUBLIC SCHOOLS

P.O. Box 2909, Highway 711 West

LUMBERTON, NC 28359 2909



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Schools and Libraries Program
Universal Services Administrative Company

cc: Everette Teal
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Re: SPIN:	143048275
Service Provider Name:	Time Warner Cable Business LLC
Form 471 Application Number:	583701
Funding Year:	2007
FCC Registration Number:	
Applicant Name	ROBESON COUNTY PUBLIC SCHOOLS
Billed Entity Number:	126994
Applicant Contact Person:	Everette Teal

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Schools and Libraries Program
Universal Services Administrative Company

cc: Everette Teal
ROBESON COUNTY PUBLIC SCHOOLS

Funding Commitment Adjustment Report
Form 471 Application Number: 583701

Funding Request Number:	1618225
Contract Number:	N/A
Services Ordered:	INTERNET ACCESS
Billing Account Number:	9106716054
Original Funding Commitment:	\$45,758.52
Commitment Adjustment Amount:	\$45,758.52
Adjusted Funding Commitment:	\$0.00
Funds Disbursed to Date:	\$45,632.05
Funds to be Recovered from Service Provider:	\$45,632.05

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Funding Year:	2008
FCC Registration Number:	
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Billing Account Number:	910-671-6054
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Commitment Adjustment Amount:	\$774,000.00
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Funds to be Recovered from Service Provider:	\$774,000.00

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After a thorough investigation, it has been determined that this funding commitment must be rescinded in full. Documents provided by you and/or Time Warner Cable indicate that there was not a fair and open competitive bid process free from conflicts of interest. The documentation indicates that prior to/throughout your contractual relationship with Time Warner Cable that you were offered and accepted gifts of value from the service provider, which is not allowed under your districts local gift rule policy. This action resulted in a competitive process that was no longer fair and open. Accordingly, your funding commitment will be rescinded in full and USAC will seek recovery of any disbursed funds from the applicant and the Service Provider.

Everette Teal

ROBESON COUNTY PUBLIC SCHOOLS

P. O. Box 2909, Highway 711 West

LUMBERTON, NC 28359 2909



Notification of Commitment Adjustment Letter

Funding Year 2008: July 1, 2008 - June 30, 2009

June 21, 2017

Marcia Evans
Time Warner Cable Business LLC
12405 Powerscourt Dr
St Louis, MO 63131

Re: SPIN:	143048275
Service Provider Name:	Time Warner Cable Business LLC
Form 471 Application Number:	624714
Funding Year:	2008
FCC Registration Number:	
Applicant Name	ROBESON COUNTY PUBLIC SCHOOLS
Billed Entity Number:	126994
Applicant Contact Person:	Everette Teal

Our routine review of Schools and Libraries Program (SLP) funding commitments has revealed certain applications where funds were committed in violation of SLP rules.

In order to be sure that no funds are used in violation of SLP rules, the Universal Service Administrative Company (USAC) must now adjust the overall funding commitment. The purpose of this letter is to make the required adjustments to the funding commitment, and to give you an opportunity to appeal this decision. USAC has determined the service provider is responsible for all or some of the program rule violations. Therefore, the service provider is responsible to repay all or some of the funds disbursed in error (if any).

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TO APPEAL THIS DECISION:

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1. Include the name, address, telephone number, fax number, and email address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify the date of the Notification of Commitment Adjustment Letter and the Funding Request Number(s) (FRNs) you are appealing. Your letter of appeal must include the
 - Billed Entity Name,
 - Form 471 Application Number,
 - Billed Entity Number, and
 - FCC Registration Number (FCC RN) from the top of your letter.
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To submit your appeal to us by fax, fax your appeal to (973) 599-6542.

To submit your appeal to us on paper, send your appeal to:

Letter of Appeal
Schools and Libraries Program - Correspondence Unit
30 Lanidex Plaza West
PO Box 685
Parsippany, NJ 07054-0685

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Note that if the Funds Disbursed to Date amount is less than the Adjusted Funding Commitment amount, USAC will continue to process properly filed invoices up to the Adjusted Funding Commitment amount. Review the Funding Commitment Adjustment Explanation in the attached Report for an explanation of the reduction to the commitment(s). Please ensure that any invoices that you or the applicant(s) submits to USAC are consistent with SLP rules as indicated in the Funding Commitment Adjustment Explanation. If the Funds Disbursed to Date amount exceeds the Adjusted Funding Commitment amount, USAC will have to recover some or all of the disbursed funds. The Report explains the exact amount (if any) the service provider is responsible for repaying.

Schools and Libraries Program
Universal Services Administrative Company

cc: Everette Teal
ROBESON COUNTY PUBLIC SCHOOLS

Funding Commitment Adjustment Report
Form 471 Application Number: 624714

Funding Request Number:	1723535
Contract Number:	E2007-01
Services Ordered:	INTERNET ACCESS
Billing Account Number:	910-671-6054
Original Funding Commitment:	\$774,000.00
Commitment Adjustment Amount:	\$774,000.00
Adjusted Funding Commitment:	\$0.00
Funds Disbursed to Date:	\$774,000.00
Funds to be Recovered from Service Provider:	\$774,000.00

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EXHIBIT C

Marcia Evans
Time Warner Cable Business LLC
12405 Powerscourt Dr
St Louis, MO 63131



Notification of Commitment Adjustment Letter

Funding Year 2009: July 1, 2009 - June 30, 2010

June 21, 2017

Marcia Evans
Time Warner Cable Business LLC
12405 Powerscourt Dr
St Louis, MO 63131

Re: SPIN:	143048275
Service Provider Name:	Time Warner Cable Business LLC
Form 471 Application Number:	651887
Funding Year:	2009
FCC Registration Number:	
Applicant Name	ROBESON COUNTY PUBLIC SCHOOLS
Billed Entity Number:	126994
Applicant Contact Person:	Everette Teal

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Parsippany, NJ 07054-0685

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Schools and Libraries Program
Universal Services Administrative Company

cc: Everette Teal
ROBESON COUNTY PUBLIC SCHOOLS

Funding Commitment Adjustment Report
Form 471 Application Number: 651887

Funding Request Number:	1868150
Contract Number:	E2007-01
Services Ordered:	INTERNET ACCESS
Billing Account Number:	910-671-6054
Original Funding Commitment:	\$791,882.61
Commitment Adjustment Amount:	\$791,882.61
Adjusted Funding Commitment:	\$0.00
Funds Disbursed to Date:	\$574,964.53
Funds to be Recovered from Service Provider:	\$574,964.53

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Everette Teal
ROBESON COUNTY PUBLIC SCHOOLS
PO Box 2909
HIGHWAY 711 WEST
LUMBERTON, NC 28359 2909



Notification of Commitment Adjustment Letter

Funding Year 2009: July 1, 2009 - June 30, 2010

June 21, 2017

Marcia Evans
Time Warner Cable Business LLC
12405 Powerscourt Dr
St Louis, MO 63131

Re: SPIN:	143048275
Service Provider Name:	Time Warner Cable Business LLC
Form 471 Application Number:	651887
Funding Year:	2009
FCC Registration Number:	
Applicant Name	ROBESON COUNTY PUBLIC SCHOOLS
Billed Entity Number:	126994
Applicant Contact Person:	Everette Teal

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Schools and Libraries Program
Universal Services Administrative Company

cc: Everette Teal
ROBESON COUNTY PUBLIC SCHOOLS

Funding Commitment Adjustment Report
Form 471 Application Number: 651887

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EXHIBIT D

E-Rate Bid Response Log

Funding Year: 2007-2008

Page 1 of 1

Form 470 No.: 385280000611565

Allowable Contract Date: 1/19/2007

Form 470 Service or Function*	FRN**	Date	Contact Type	Vendor	Vendor Response Information***		Comments
Telecommunications Services							
Internet Access							
Internet Access		1/19/2007	proposal	Time Warner Cable	143027380	\$	804,000.00
Internet Access		1/19/2007	proposal	School Link	200917633	\$	1,268,000.00
Internal Connections							
						</	

Notes:
 * Include every service listed on the Form 470. If a service is split into separate FRNs, insert additional lines.
 ** Enter FRN number after Form 471 application is filed and funding request numbers are assigned.
 *** An existing service provider can be considered a bidder based on current rates and services. If an existing vendor does not submit a new bid, enter "N/A" in the Date column, and "Existing Provider" in the Comments column.

E-Rate Bid Assessment Worksheet

Funding Year 2007-2008

Page 1 of 1

Project or Service
Description

Internet Access

Vendor Scoring (use additional worksheets if necessary)

Selection Criteria	Weight*	Vendor # 1 Time Warner		Vendor # 2 Schoolink		Vendor # 3		Vendor # 4		Vendor # 5	
		Raw Score**	Weighted Score***	Raw Score	Weighted Score	Raw Score	Weighted Score	Raw Score	Weighted Score	Raw Score	Weighted Score
Cost Proposal	20%	5	1	4	0.8		0		0		0
Understanding of Needs	15%	4	0.6	5	0.75		0		0		0
Technical Approach	15%	5	0.75	3	0.45		0		0		0
Qualifications/EXP.	15%	4	0.6	3	0.45		0		0		0
Financial Stability	10%	5	0.5	5	0.5		0		0		0
Product Knowledge	10%	4	0.4	4	0.4		0		0		0
Customer Service Support	15%	5	0.75	4	0.6		0		0		0
Overall Ranking	100%	4.6		3.95		0		0		0	

Vendor Selected: Time Warner Cable
Approved By: Everette Teal
Title: Director of Technology
Date: 22-Jan-07

Bid Assessment Comments, if needed:

Notes:

- * Percentage weights must add up to 100%. Price must be weighted the heaviest.
- ** Evaluated on a scale of 1 to 5: 1=worst, 5=best.
- *** Weight x Raw Score

EXHIBIT E



Erate Services <erate@erateservices.com>

FW: RBC Center Suite Ticket Prices 2007/2008

1 message

Everette Teal <everette.teal@robeson.k12.nc.us>

Wed, Dec 7, 2016 at 9:52 PM

To: Erate Services <erate@erateservices.com>, "Lafrance, David L" <David.Lafrance@charter.com>

The marketing specialist has stated below the value of the ticket provided to me.

From: <Willis>, Andrew <andrew.willis@twcable.com>**Date:** Friday, July 9, 2010 at 10:12 AM**To:** Everette Teal <teale.psrc@robeson.k12.nc.us>**Subject:** FW: RBC Center Suite Ticket Prices 2007/2008

I hope this will give you the info that you need to put move forward.

Andy Willis**Time Warner Cable Business Class****andrew.willis@twcable.com****919-573-7033**

From: Price, Kristen**Sent:** Friday, July 09, 2010 9:36 AM**To:** Willis, Andrew; Petway, Tricia**Subject:** RE: RBC Center Suite Ticket Prices 2007/2008

Hi Andy,

The RBC Center recently sent out a rundown of the b-ball ticket costs for tax purposes.

Tickets for NCSU b-ball for our suite were listed at \$35 / each.

--Hope this helps.

Thanks!

Kristen Price

Marketing Specialist

Carolinas Region

ph: 803-251-5427

fax: 803-744-5525

1-877-892-2220

www.carolinas.twcbc.com



From: Willis, Andrew
Sent: Thursday, July 08, 2010 10:13 AM
To: Petway, Tricia; Price, Kristen
Subject: RBC Center Suite Ticket Prices 2007/2008

Public Schools of Robeson County (one of our highest revenue generating customers in the Carolinas) is being audited and they need to know the approximate value of the NC ST suite tickets that we gave them a few years ago?

Can either of you please provide the approximate value of these (2) tickets; cost of each.

Thank you,

Andy Willis

Time Warner Cable Business Class

Strategic Account Manager

Metro Ethernet Solutions

Carolinas Region

Desk: 919-573-7033

Cell: 919-612-4940

Fax: 919-573-7343

Email: andrew.willis@twcable.com

Support: 888-812-2591

www.carolinas.twcbc.com

Go Green! Print this email only when necessary. Thank you for helping Time Warner Cable be environmentally responsible.

This E-mail and any of its attachments may contain Time Warner Cable proprietary information, which is privileged, confidential, or subject to copyright belonging to Time Warner Cable. This E-mail is intended solely for the use of the individual or entity to which it is addressed. If you are not the intended recipient of this E-mail, you are hereby notified that any dissemination, distribution, copying, or action taken in relation to the contents of and attachments to this E-mail is strictly prohibited and may be unlawful. If you have received this E-mail in error, please notify the sender immediately and permanently delete the original and any copy of this E-mail and any printout.

In compliance with federal law, the Public Schools of Robeson County administers all educational programs, employment activities and admission without discrimination with regard to race, religion, national or ethnic origin, color, age, military service, disability, or gender, except where exemption is appropriate and allowed by law.

EXHIBIT F



[Give Now \(http://wunc.convio.net/pledge-s\)](http://wunc.convio.net/pledge-s)



Listen Live [\[More Stream Info \(http://wunc.org/stream-change\)\]](http://wunc.org/stream-change) ·
WUNC

LOADING...



[Your August Donation Enters Your Name Into A Paris Trip Drawing
\(http://wunc.convio.net/pledge-s\)](http://wunc.convio.net/pledge-s)

Devastated After Hurricane Matthew, Robeson County Schools Begin To Pick Up The Pieces

By [JESS CLARK \(/PEOPLE/JESS-CLARK\)](#) • OCT 21, 2016

[Tweet \(http://twitter.com/intent/tweet?url=http%3A%2F%2Fwww.tinyurl.com%2Fh83ax5g&text=Devastated%20After%20Hurricane%20Matthew%2C%20Robeson%20County%20Schools%20Begin%20To%20Pick%20Up%20The%20Pieces\)](http://twitter.com/intent/tweet?url=http%3A%2F%2Fwww.tinyurl.com%2Fh83ax5g&text=Devastated%20After%20Hurricane%20Matthew%2C%20Robeson%20County%20Schools%20Begin%20To%20Pick%20Up%20The%20Pieces)

[Share \(http://facebook.com/sharer.php?u=http%3A%2F%2Fwww.tinyurl.com%2Fh83ax5g&t=Devastated%20After%20Hurricane%20Matthew%2C%20Robeson%20County%20Schools%20Begin%20To%20Pick%20Up%20The%20Pieces\)](http://facebook.com/sharer.php?u=http%3A%2F%2Fwww.tinyurl.com%2Fh83ax5g&t=Devastated%20After%20Hurricane%20Matthew%2C%20Robeson%20County%20Schools%20Begin%20To%20Pick%20Up%20The%20Pieces)

[Google+ \(https://plus.google.com/share?url=http%3A%2F%2Fwww.tinyurl.com%2Fh83ax5g\)](https://plus.google.com/share?url=http%3A%2F%2Fwww.tinyurl.com%2Fh83ax5g)

[Email \(mailto:?subject=Devastated%20After%20Hurricane%20Matthew%2C%20Robeson%20County%20Schools%20Begin%20To%20Pick%20Up%20The%20Pieces&body=http%3A%2F%2Fwww.tinyurl.com%2Fh83ax5g\)](mailto:?subject=Devastated%20After%20Hurricane%20Matthew%2C%20Robeson%20County%20Schools%20Begin%20To%20Pick%20Up%20The%20Pieces&body=http%3A%2F%2Fwww.tinyurl.com%2Fh83ax5g)

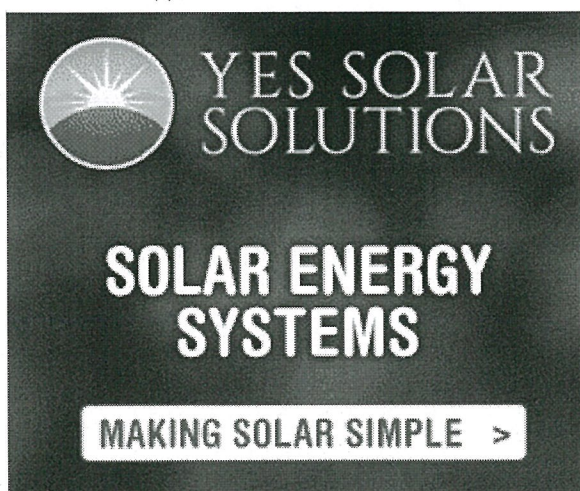


(http://mediad.publicbroadcasting.net/p/wunc/files/styles/x_large/public/201610/DSC_4797.JPG)

Robeson Schools Superintendent Tommy Lowry surveys the damage outside the textbook and supply warehouse at the district's central services.

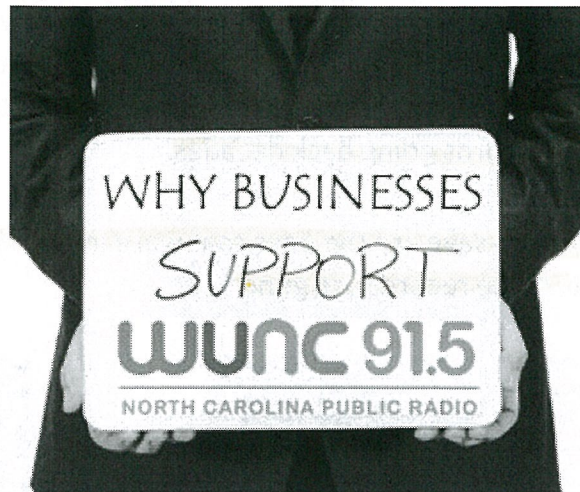
JESS CLARK / WUNC

Support for WUNC comes from



Outside Robeson County Schools central offices, Superintendent Tommy Lowry points to a large hole in the top of the chain-link fence. "Where that fence is cut there, that's where I came across in a boat. That's how high the water was," he said.

Become a WUNC Corporate Sponsor:



Flood waters following Hurricane Matthew have now receded, revealing the extent of the damage—which is nearly total here at central services.

The waters also severely damaged four schools. And four high schools that weren't damaged are still being used as shelters for hundreds of residents who lost their homes.

"It's just very devastating," Lowry said.



Listen

4:22

Jess Clark reports on what Robeson School officials are doing as they begin to recover from Hurricane Matthew flood damage.

Related: The Future Of Princeville: Rebuild Or Relocate? (<http://wunc.org/post/future-princeville-rebuild-or-relocate>)

In blue jeans and work boots, with a cell phone attached to his ear, Lowry picks his way over the slick muddy floors and piles of waterlogged office supplies and warped furniture. He wears a mask to protect himself from the toxic air, which is so foul it turns your stomach.

Despite the damage, Lowry says when he surveys the rubble he feels thankful.

"Just thankful, because it could have been worse, I think. I don't know how sometimes. But I think it could have been worse," Lowry said.

Lowry says he's grateful none of his employees or students lost their lives in the flood. So far, the state counts 25 people who died as a result of Hurricane Matthew. But the damage to his school system is well into the millions of dollars. The district's central offices, print shop, textbook and supply warehouse, and maintenance equipment are destroyed. So are nearly all of the student and personnel records going back decades.

"The only records we'll be able to save are the ones that were in the top shelf," Lowry said. "All the other three file cabinets, those records are gone."



(http://mediad.publicbroadcasting.net/p/wunc/files/styles/x_large/public/201610/DSC_4792.JPG)

Flooding from Hurricane Matthew put the district's central services under five feet of water.

CREDIT JESS CLARK / WUNC

Lowry has been working 14-hour days and taking nearly constant phone calls since the storm hit, trying to figure out how the district can get students back into the classroom, especially those who are now homeless.

"A lot of our students have gone through just a horrendous situation," he said. "And I think at our schools that we can provide the counseling, we can provide the nurturing that they need to kind of put their lives back together through this situation they've gone through."

Some schools continue to serve as a shelters

Several miles away, families are still using South Robeson High school as a shelter. Charlotte McCollum and her five-year-old granddaughter Jariaah are outside getting some air. McCollum says she's doing her best to keep Jariaah's mind active while the schools are closed.

"I find books like for shapes, colors, where she can practice writing her name, her numbers, stuff that she do in kindergarten. I found it in here," said McCollum, adding that Jariaah's teachers also brought her school work, and even some clothes.

McCollum's family is sticking it out for temporary housing in Lumberton. But FEMA has relocated some families to hotel rooms in Fayetteville, almost an hour away. Other students have already left the area to stay with family members in other parts of the state. If those students don't return, it could have a financial impact on Robeson next year.

Pamlico Schools Superintendent Lisa Jackson understand the challenges Robeson is going through. She said her district near New Bern lost about 10 percent of its students after Hurricane Irene in 2011.

"That's a huge impact on a small district where every student is funding dollars for us too to be able to get the things that we needed," Jackson said.

Robeson County Schools are already cash-strapped. The district's local per-pupil spending is the second-lowest in the state. And even before Hurricane Matthew hit, Robeson students had a lot of needs. Eighty-five percent of Robeson students are low-income.



(http://mediad.publicbroadcasting.net/p/wunc/files/styles/x_large/public/201610/DSC_4836.JPG)

Teachers, staff and students set up a distribution center for bottled water, clothing, food and other supplies at Lumberton High School.

CREDIT JESS CLARK / WUNC

But enrollment losses aren't top of mind for Robeson officials, at least not yet. Right now, the focus is getting the classroom doors open. Jackson says based on her experience, that's as it should be.


"Get those kids back in school as soon as possible, make things normal for those kids at least during the seven hours that they're in school. And they will be ok, they will get through it," Jackson said. "Years and years later, there will still be things that you're dealing with. But you will get through it."


Friday marks two weeks since Robeson students have been out of school. Lowry said aside from the damage to the school system, transportation is a major issue. Damage to more than a hundred roads means it may not be safe for many students to travel to school, and with hundreds of students displaced, the district will need new bus routes.


District officials are hoping to get students back in school before November.

TAGS: [HURRICANE MATTHEW \(/TERM/HURRICANE-MATTHEW\)](#)

 [Tweet \(http://twitter.com/intent/tweet?url=http%3A%2F%2Fwww.tinyurl.com%2Fh83ax5g&text=Devastated%20After%20Hurricane%20Matthew%2C%20Robeson%20County%20Schools%20Begin%20To%20Pick%20Up%20The%20Pieces\)](http://twitter.com/intent/tweet?url=http%3A%2F%2Fwww.tinyurl.com%2Fh83ax5g&text=Devastated%20After%20Hurricane%20Matthew%2C%20Robeson%20County%20Schools%20Begin%20To%20Pick%20Up%20The%20Pieces)

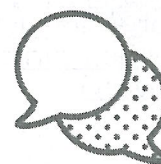
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 [Google+ \(https://plus.google.com/share?url=http%3A%2F%2Fwww.tinyurl.com%2Fh83ax5g\)](https://plus.google.com/share?url=http%3A%2F%2Fwww.tinyurl.com%2Fh83ax5g)


 [Email \(mailto:?subject=Devastated%20After%20Hurricane%20Matthew%2C%20Robeson%20County%20Schools%20Begin%20To%20Pick%20Up%20The%20Pieces&body=http%3A%2F%2Fwww.tinyurl.com%2Fh83ax5g\)](mailto:?subject=Devastated%20After%20Hurricane%20Matthew%2C%20Robeson%20County%20Schools%20Begin%20To%20Pick%20Up%20The%20Pieces&body=http%3A%2F%2Fwww.tinyurl.com%2Fh83ax5g)

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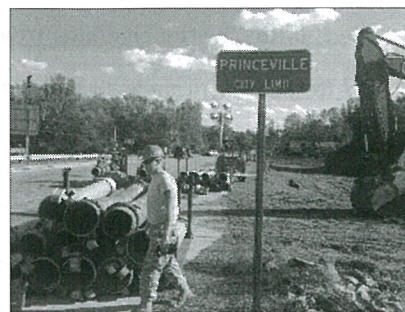
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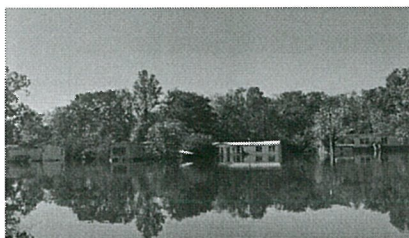
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[Matthew Insurance Claims Could Reach \\$1.5 Billion In NC \(/post/matthew-insurance-claims-could-reach-15-billion-nc\)](#)

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OCT 14, 2016

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EXHIBIT G

Admissions and Gate Receipts

The Board of Education for the Public Schools of Robeson County shall appoint a treasurer for each school within the administrative unit. The treasurer shall keep a complete record of all monies in his charge in such form and detail as may be prescribed by the finance officer of the Public Schools of Robeson County and shall make such reports to the Superintendent and finance officer as they or the Board may prescribe.

Gifts and Bequest

The Board will accept voluntary contributions from individuals or organizations for the enhancement of programs offered by the Board.

The Board establishes the following conditions for the acceptance of gifts. Other conditions may be set as the Board deems appropriate.

Financial Gifts:

1. The donor may designate funds for use in a particular area.
2. The specific manner in which funds are expended within a designated area will be determined under the direction of the Superintendent or Principal.
3. The title to supplies and equipment purchased with funds from any donor will remain with the Board.
4. The Board accepts no responsibility for continuance of any program initiated with donor contributions once funds are expended.
5. The Board will provide, upon request, a financial report regarding the expenditure of funds. The report will be written and in a format determined by the Board.

None-Financial Gifts:

1. At least one month prior to offering the gift the donor should give written notification to the Superintendent which states the nature of the gift and the purpose for which it is donated, provided the value of the gift exceeds \$250.00.
2. The Superintendent shall ensure that the gift imposes no financial burden or obligation to the school system.
3. The Superintendent shall present information provided by the donor to the Board at its next regular meeting and shall make a recommendation regarding acceptance of the gift. The Board shall either accept or reject the gift in writing. If the Board accepts the gift in writing, the donor harmless from and against any loss, damage, claim, cause of action or injury caused by the gift or the use of the gift, including a reasonable attorney's fee for defending any such claim or cause of action.

The Board will determine the appropriateness of each gift or contribution for the educational programs of the school system and reserves to itself the right to accept or reject any such gift or contribution.

The Public Schools of Robeson County welcomes gifts of books, computers, and other related information and technology resources that support instruction. Through the generous gifts of past and present benefactors, our schools have greatly benefited.

It is the responsibility of the superintendent or designee to review such offers to donate and make selection decisions based on need, usability, maintainability, and feasibility.

Gifts are accepted with the understanding that they become the property of the Public Schools of Robeson County upon receipt, and that the school system may make all necessary decisions as to their retention, location, and other considerations relating to their use and disposition.

The following limitations are placed on the acceptance of gifts:

- the appraisal of a gift to the school system is the responsibility of the donor, as members of the school system staff are not permitted to appraise gifts.
- gifts offered with conditions attached will not be accepted without approval of the Board of Education upon recommendations from Attorney of Record for School System.

Approved by the Board of Education August 16, 1994
Revised September 13, 1999
Revised December 13, 1999
Revised July 14, 2003

Investment Income

See "Cash Management" policy.

Other Miscellaneous Revenue

The Board has authorized the imposition of a \$5.00 fee for the duplication of employee W-2 forms to reimburse the school system for costs incurred.

Approved by the Board of Education August 16, 1994

SOLICITATIONS/FUND RAISING

The board is committed to minimizing disruptions to instructional time and the educational environment.

1. Outside organizations or sales representatives may not solicit employees or students during working hours or the school day unless the superintendent grants prior written approval. Employees and students shall not be required, under any circumstances, to make a contribution to any organization. No school employee or student shall be required or pressured to attend any solicitation program.

EXHIBIT H



October 13, 2009

Max Lightsey
Special Compliance Review
Schools and Libraries Division
Universal Service Administrative Company (USAC)
Phone: 862.432.0769
Fax: 973-599-6552

Dear Mr. Lightsey:

Time Warner Cable Information Services (North Carolina), LLC ("TWCIS(NC)") hereby responds to your letter of September 11, 2009 in connection with TWCIS(NC)'s participation in the Schools and Libraries ("E-Rate") Program. TWCIS(NC) is proud to participate in the E-Rate Program and to play its part in ensuring that schools and libraries have access to affordable telecommunications and information services.

Your letter refers to an allegation that TWCIS(NC) may have provided gifts to the technology director and other employees of Union County Public Schools in exchange for special consideration in the awarding of E-Rate contracts. TWCIS(NC) appreciates the opportunity to address this concern. TWCIS(NC) takes its obligations as a program participant extremely seriously. In addition to seeking to ensure strict compliance with the FCC's rules, TWCIS(NC) strives to avoid even an appearance of impropriety.

In response to your letter, TWCIS(NC) conducted a thorough investigation regarding the company's gift-giving practices with respect to actual and potential E-Rate customers. Specifically, counsel for TWCIS(NC) conducted detailed interviews with company personnel who had contact with E-Rate customers during the relevant period (July 1, 2004 through June 30, 2009), including former employees, and reviewed available documentation with respect to gifts provided to E-Rate customers.

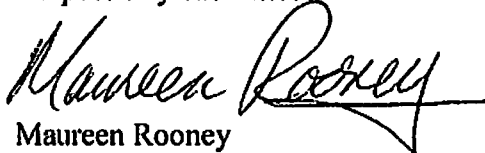
Based on this inquiry, TWCIS(NC) has determined that, on several occasions during the relevant period, company personnel offered or provided event tickets and meals to employees of E-Rate customers, including on two occasions to the technology director of Union County Public Schools. Appendix A to this letter provides the specific information requested in your letter with respect to each such gift. While TWCIS(NC) employees occasionally provided tickets or purchased meals for school personnel, TWCIS(NC) has found no evidence to suggest that any gift was provided in exchange for special consideration in the awarding of E-Rate contracts. Notably, it was company policy to not provide any gift during an active bidding cycle. Further, the offering of event tickets and taking colleagues out to eat was consistent with the company's interaction with other customers during the relevant period; in each case, TWCIS(NC) provided

items of minor value with the goal of building and improving working relationships, not to receive special consideration in connection with any competitive bidding.

During the course of the internal inquiry, TWCIS(NC) reviewed its company policy with respect to gift-giving. Although that policy provided some limitations around gift giving, it did not address E-Rate customers in particular. Upon further consideration, despite the absence of any FCC rule regarding gift practices, TWCIS(NC) has decided to amend its policy to avoid any appearance of impropriety. Specifically, TWCIS(NC) will prohibit gifts of any type to E-Rate customers and will make clear that disciplinary action, up to and including dismissal, may result in the event that any employee violates that policy. TWCIS(NC) will provide a written advisory discussing the updated policy to all company personnel who deal with the E-Rate Program.

In closing, TWCIS(NC) wishes to underscore its commitment to complying with the Commission's rules and to conducting itself in a manner that is beyond reproach. Please let me know if you have any further questions in this matter.

Respectfully submitted,



Maureen Rooney
President, Commercial Services
Time Warner Cable Carolina Region

Exhibit A

Gifts and Meals Offered or Provided to E-Rate Customers by TWCIS(NC) Personnel

The following chart shows identified meals and tickets¹ offered or provided by TWCIS(NC) personnel to employees of E-Rate customers or potential E-Rate customers from July 1, 2004 through June 30, 2009.

Date	Recipient	Description	Value
7-23-04	Keith Cooper and Gabriel Cooper, Wake County Schools	Food and other expenses at concert	\$256.00
10-1-04	Earnest Bibby, Mike Louis and Carl Schmidt, Granville County Schools	Meal	\$43.04
10-29-04	Larry Marynak, Wake County Schools	Meal	\$59.36
12-20-04	Charles Douglas, Durham County Schools	Meal	\$26.57
2-7-05	Jody Moore, Chatham County Schools	Meal	\$17.85
2-23-06	Jody Moore, Chatham County Schools	Meal	\$14.66
10-25-06	Chris Withrow, Warren County Schools	Meal	\$24.38

¹ We found no evidence of trips or entertainment beyond event tickets and meals.

Date	Recipient	Description	Value
12-18-06	Brian McKenzi, Vonnie Addison, Franklin Williams and Chris Evans, Wake County IT Dept.	Meal	\$92.23
2007	Mike Muirhead or Charles Douglas, Durham County Schools	Two tickets to the TWC suite at RBC Center for two or three Carolina Hurricanes hockey games (four to six total tickets in 2007)	\$340-\$510
2007	Carl Schmidt, Granville County Schools	Two tickets to the TWC suite at RBC Center for two Carolina Hurricanes hockey games (four total tickets in 2007)	\$340.00
2007	IT Staff member, Granville County Schools	Two tickets to the TWC suite at RBC Center for Disney on Ice	\$44.00
1-12-07	Cumberland County Schools	Two tickets to TWC suite at RBC Center for Carolina Hurricanes hockey game, donated to the school district's holiday raffle	\$170.00
2-3-07	Everette Teal, Robeson County Schools	Two tickets to TWC suite at RBC Center for UNC – NC State basketball game	\$300.00
2-7-07	Network administrator, Granville County Schools	Four tickets to TWC suite at RBC Center for Ringling Bros. and Barnum & Bailey Circus	\$92.00
5-8-07	Vonni Addison, Wake County IT Dept.	Four tickets to Durham Bulls vs Norfolk baseball game	While we were unable to determine precise value of the tickets, we are confident that it is less than

Date	Recipient	Description	Value
			\$100.00
6-21-07	Brian McKenzie, Wake County Schools	Meal	\$36.73
8-17-07	Brian McKenzie, Vonnice Addison, Brian Keith and Chris Evans, Wake County IT Department	Meal	\$66.66
7-20-07	Wilson County Schools	Two tickets to Brad Paisley concert at TWC Music Pavilion donated as prize for school raffle	\$240.00
Sept. / Oct. 2007	Mike Muirhead, Durham County Schools	Two tickets to TWC suite at Bank of America Stadium for Carolina Panthers football game	\$200.00
2008	Mike Muirhead or Charles Douglass, Durham County Schools	Two tickets to TWC suite at RBC Center for two or three Carolina Hurricanes hockey games (four to six total tickets to the suite in 2008).	\$340-\$510
2008	IT Staff member, Granville County Schools	Two tickets to the TWC suite at RBC Center for Disney on Ice	\$44.00
2008	Chris Young, Cumberland County Schools	Two tickets offered but not used to TWC suite at RBC Center for Carolina Hurricanes hockey game	\$170.00
4-27-08	Pam Jack, Union County Schools	Four tickets to Bruce Springsteen concert at TWC Arena in Charlotte	\$400.00
May 2008	Pam Jack, Union County Schools	Two tickets offered but not used to Kenny Chesney concert in Charlotte	Undetermined but < \$200.00
7-30-08	Gavin Hutchins and Brad Stone, Carteret County Schools	Meal	\$55.92

Date	Recipient	Description	Value
8-5-08	Leslie Stanfield, New Hanover County Schools	Meal	\$30.68
8-17-08	Lee Cummings, Rockingham County Schools	Two passes to 2008 Windham PGA golf tournament	Undetermined but < \$200.00
4-16-09	Wynn Smith, Wilson County Schools	Two tickets to Alan Jackson concert at TWC Music Pavilion	\$240.00
4-27-09	Wynn Smith, Wilson County Schools	Two tickets to Rascal Flats concert at TWC Music Pavilion	\$240.00

SPECIAL COMPLIANCE REVIEW CERTIFICATION

I certify that I am authorized to make the representations set forth in the responses to the Special Compliance Review inquiry on behalf of Time Warner Cable Information Systems (North Carolina), LLC, the entity represented on and responding to the Special Compliance Review inquiry, and am the most knowledgeable person with regard to the information set forth therein. I certify that the responses and supporting documentation to the Special Compliance Review inquiry are true and correct to the best of my knowledge, information and belief. I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I acknowledge that false statements can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001 and civil violations of the False Claims Act.

I declare under penalty of perjury that the foregoing is true and correct. Executed on 13th day of October, 2009 at New York [city], New York [state].

Signature
Julie P. Laine

Date
10-13-2009

Print Name
Julie P. Laine

Title
Group Vice President + Chief Counsel, Regulatory

Employer
Time Warner Cable

Telephone Number
212-364-8482

Fax Number
704-973-6239

Email Address
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Address
60 Columbus Circle
New York, NY 10023

EXHIBIT I

**Schools and Libraries Universal Service
Description of Services Ordered and Certification Form 471****Estimated Average Burden Hours per Response: 4 hours**

This form is designed to help schools and libraries to list the eligible services they have ordered and estimate the annual charges for them so that the Fund Administrator can set aside sufficient support to reimburse providers for services.

Please read instructions before beginning this application. (You can also file online at www.usac.org/sl.)**The instructions include information on the deadlines for filing this application.**

Applicant's Form Identifier (Create an identifier for your own reference) Internet-Access 11/12	Form 471 Application #: 813171 (To be assigned by administrator)
Block 1: Billed Entity Address and Identifications	
<div><div>1 Name of Billed Entity ROBESON COUNTY PUBLIC SCHOOLS</div><div>2 Funding Year 2011</div><div>3a Entity Number 126994</div><div>3b FCC Registration Number 0012037131</div><div>4a Street Address, P.O. Box, or Route Number PO DRAWER 2909 HIGHWAY 711 WEST City LUMBERTON State NC Zip Code 28359-2909</div><div>4b Telephone Number</div><div>4c Fax Number</div><div>5a Type of Application (check only one) <input type="radio"/> Individual School (individual public or non-public school) <input checked="" type="radio"/> School District (LEA; public or non-public [e.g. diocesan] local district representing multiple schools) <input type="radio"/> Library (including library system, library outlet/branch or library consortium as defined under LSTA) <input type="radio"/> Consortium (intermediate service agencies, states, state networks, special consortia of schools and/or libraries) <input type="radio"/> Statewide application for (enter 2-letter state code) representing (check all that apply) <input type="checkbox"/> All public schools/districts in the state <input type="checkbox"/> All non-public schools in the state <input type="checkbox"/> All libraries in the state</div><div>5b Recipient(s) of Services: <input type="checkbox"/> Private <input checked="" type="checkbox"/> Public <input type="checkbox"/> Charter <input type="checkbox"/> Tribal <input type="checkbox"/> Head Start <input type="checkbox"/> State Agency</div></div>	
Entity Number: 126994	Applicant's Form Identifier: Internet-Access 11/12
Contact Person: Everette Teal	Contact Phone Number:
Block 1: Billed Entity Address and Identifications (continued)	
<div><div>6a Contact Person's Name Everette Teal</div><div>If the Contact Person's Street Address is the same as Item 4 above, check here. <input type="checkbox"/> If not, complete Item 6b.</div><div>6b Street Address, P.O. Box, or Route Number NOTE: USAC will use this address to mail correspondence about this form. PO DRAWER 2909 City LUMBERTON State NC Zip Code 28359-2909</div><div>Check the box next to your preferred mode of contact and provide your contact information. One box MUST be checked and an entry provided. <input type="checkbox"/> 6c Telephone Number <input type="checkbox"/> 6d Fax Number <input checked="" type="checkbox"/> 6e E-Mail Address Re-enter E-mail Address 6f Holiday/vacation/summer contact information: please include name of alternate contact (if applicable) and alternate phone, fax or E-mail address</div><div>If a consultant is assisting you with your application process, please complete Item 6g below: 6g Consultant Name Name of Consultant's Employer Consultant's Street Address City State Zip Code Consultant's Telephone Number Ext. Consultant's Fax Number Consultant's E-mail Address Re-enter E-mail Address Consultant Registration Number</div></div>	
Entity Number: 126994	Applicant's Form Identifier: Internet-Access 11/12
Contact Person: Everette Teal	Contact Phone Number:

Complete this information on EVERY Form 471 you file for the services requested on that form. Please complete all rows that apply to services for which you are requesting discounts.

Schools/school districts complete the left-hand column and libraries complete the right-hand column. Consortia complete all that apply.

Block 2: Impact of Services Ordered for Schools and Libraries from this Form 471

		Schools	Libraries
7a	Number of students or patrons to be served	24634	0
b	Telephone service: Number of classrooms or rooms with phone service	1251	0
c	Direct connections to the Internet: Number of drops	17201	0
d	Number of classrooms or rooms with Internet access	1251	0
e	Number of computers or other devices with Internet access	32840	0
f	Number of dial-up Internet access and other connections of up to 200 kbps :	1	0
g	High-speed Internet access services: Number of buildings served at the following speeds (please use advertised download speed coming into building, not actual speed in classroom or work area):	At or greater than 200 kbps and less than 1.5 mbps	0
		At or greater than 1.5 mbps and less than 3 mbps	0
		At or greater than 3 mbps and less than 10 mbps	0
		At or greater than 10 mbps and less than 25 mbps	0
		At or greater than 25 mbps and less than 50 mbps	0
		At or greater than 50 mbps and less than 100 mbps	0
		Greater than 100 mbps	0

Block 3:

8 [Reserved]

Entity Number: 126994										Applicant's Form Identifier: Internet-Access 11/12				
Contact Person: Everett Teal										Contact Phone Number:				
Block 4: Discount Calculation Worksheet										Worksheet - 1362603				
Page 1 of 1														
<p>The Block 4 worksheet is used to calculate your discount for services. You will complete one or more worksheets depending on the type of application you are filing. If you file more than one worksheet, please number the completed worksheets to assure that they are all processed correctly. Please refer to the instructions for information specific to the Type of Application you indicated in Block 1, Item 5.</p> <p><input checked="" type="checkbox"/> Check here if this worksheet contains all eligible entities in the school district or library system.</p>														
9a List entities and calculate discount(s):										(For Administrator's Use)				
School District or Library System Name:										School District or Library System Entity Number:				
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Name of Eligible Entity	Entity Number AND NCES Code (for Schools) or FSOS Code (for Libraries)	Urban or Rural U or R	Total Number of Students	Number of Students Eligible for NSLP	Percent of Students Eligible for NSLP (Col. 5 / Col. 4)	Disc. from Disc. Matrix	New Construction	Admin Entity or NIF	Alt Disc Mech	Weighted Product for Calculating Shared Discount (Col. 4 x Col. 7)	Insert appropriate codes(s): P= pre-K, H = Head Start, A = Adult Education, J = Juvenile Justice, E = ESA, D = Dormitory	Entity Number of School District in which Library Outlet/Branch is Located	Discount of Member Entity	Shared Discount
ALL ENTITIES			SCHOOLS AND LIBRARIES							Schools with shared services	Schools	Library Outlet/Branch	Consortia	
GREEN GROVE ELEM SCHOOL	29473 37 03930 01571	R	250	219	87.600%	90	N	N	N	22500				
EARLY COLLEGE HIGH SCHOOL	16036136 00 00000 00000	R	191	121	63.351%	80	N	N	N	15280				
ROSENWALD ELEMENTARY SCHOOL	29476 37 03930 02241	R	565	501	88.673%	90	N	N	N	50850				
FAIRMONT HIGH SCHOOL	29477 37 03930 2232	R	701	533	76.034%	90	N	N	N	63090				
FAIRGROVE MIDDLE SCHOOL	29478 37 03930 01570	R	317	281	88.644%	90	N	N	N	28530				
DEEP BRANCH ELEM SCHOOL	29512 37 03930 01569	R	464	392	84.483%	90	N	N	N	41760				
KNUCKLES ELEMENTARY SCHOOL	29513 37 03930 02247	R	297	281	94.613%	90	N	N	N	26730				
LITTLEFIELD MIDDLE SCHOOL	29514 37 03930 1572	R	781	571	73.111%	80	N	N	N	62480				
MAGNOLIA ELEMENTARY SCHOOL	29515 37 03930 01574	R	827	710	85.852%	90	N	N	N	74430				
CARROLL MIDDLE SCHOOL	29517 37 03930 02235	R	604	449	74.338%	80	N	N	N	48320				
LUMBERTON SENIOR HIGH SCHOOL	29518 37 03930 2237	R	2019	1237	61.268%	80	N	N	N	161520				
TANGLEWOOD ELEMENTARY SCHOOL	29519 37 03930 02246	R	513	166	32.359%	60	N	N	N	30780				
ROWLAND NORMENT ELEM SCHOOL	29520 37 03930 02242	R	597	510	85.427%	90	N	N	N	53730				
JANIE C. HARGRAVE ELE SCHOOL	29521 37 03930 02234	R	230	195	84.783%	90	N	N	N	20700				
WEST LUMBERTON ELEM SCHOOL	29522 37 03930 02248	R	160	152	95.000%	90	N	N	N	14400				
LUMBERTON JUNIOR HIGH SCHOOL	29523 37 03930 02236	R	582	438	75.258%	90	N	N	N	52380				
PINEY GROVE ELEMENTARY SCHOOL	29524 37 03930 01581	R	656	553	84.299%	90	N	N	N	59040				
LONG BRANCH ELEMENTARY SCHOOL	29525 37 03930 1573	R	433	349	80.600%	90	N	N	N	38970				
EAST ROBESON ELE SCHOOL	29527 37 03930 2050	R	666	513	77.027%	90	N	N	N	59940				
TOWNSEND MIDDLE SCHOOL	29532 37 03930 02052	R	239	216	90.377%	90	N	N	N	21510				
DEAN ELEMENTARY SCHOOL	29533 37 03930 02051	R	400	361	90.250%	90	N	N	N	36000				
PROSPECT ELEM & JR HIGH SCH	29534 37 03930 1583	R	1001	700	69.930%	80	N	N	N	80080				
OXENDINE ELEMENTARY SCHOOL	29535 37 03930 01576	R	374	318	85.027%	90	N	N	N	33660				
ORRUM MIDDLE SCHOOL	29545 37 03930 1575	R	345	259	75.072%	90	N	N	N	31050				
PARKTON ELEMENTARY SCHOOL	29547 37 03930 01577	R	604	475	78.642%	90	N	N	N	54360				
PEMBROKE ELEMENTARY SCHOOL	29549 37 03930 1578	R	775	588	75.871%	90	N	N	N	69750				
PEMBROKE MIDDLE SCHOOL	29550 37 03930 1579	R	661	486	73.525%	80	N	N	N	52880				
SWETT HIGH SCHOOL	29551 37 03930 2102	R	1641	1141	69.531%	80	N	N	N	131280				
UNION CHAPEL ELEMENTARY SCHOOL	29552 37 03930 01589	R	530	424	80.000%	90	N	N	N	47700				
RED SPRINGS MIDDLE SCHOOL	29563 37 03930 02240	R	587	503	85.690%	90	N	N	N	52830				
RED SPRINGS SENIOR HIGH SCHOOL	29564 37 03930 2239	R	681	530	77.827%	90	N	N	N	61290				
PETERSON ELEMENTARY SCHOOL	29566 37 03930 02238	R	540	492	91.111%	90	N	N	N	48600				
UNION ELEMENTARY SCHOOL	29583 37 03930 01590	R	453	372	82.119%	90	N	N	N	40770				
		R	533	447	83.865%	90	N	N	N	47970				

SOUTH ROBESON HIGH SCHOOL	29585 37 03930 2184													
ROWLAND MIDDLE SCHOOL	29586 37 03930 02183	R	164	143	87.195%	90	N	N	N	14760				
SOUTHSIDE-ASHPOLE ELEM SCHOOL	29587 37 03930 01588	R	376	341	90.691%	90	N	N	N	33840				
ST PAULS HIGH SCHOOL	29588 37 03930 02244	R	884	652	73.756%	80	N	N	N	70720				
ST PAULS MIDDLE SCHOOL	29589 37 03930 2245	R	473	378	79.915%	90	N	N	N	42570				
ST PAULS ELEMENTARY SCHOOL	29591 37 03930 02243	R	921	787	85.451%	90	N	N	N	82890				
REX-RENNERT ELEMENTARY SCHOOL	29594 37 03930 01585	R	433	410	94.688%	90			N	38970				
CAREER CENTER	16021647	R	268	235	87.687%	90			N	24120				
INDIAN EDUCATION CENTER	16021648	R	17	15	88.235%	90			N	1530				
COMPUTER SERVICES	16021649	R	0	0	0.000%	86			N	0				
BOARD OF EDUCATION	16021650	R	0	0	0.000%	86			N	0				
FAIRMONT MIDDLE SCHOOL	29475 37 03930 02233	R	417	379	90.887%	90	N	N	N	37530				

Entity Number: 126994		Applicant's Form Identifier: Internet-Access 11/12																												
Contact Person: Everett Teal		Contact Phone Number:																												
Block 5: Discount Funding Request(s) Instructions: Use one Block 5 page for EACH service (Funding Request Number) for which you are requesting discounts. Make as many copies of this page as needed, and number the completed pages to assure that they are all processed correctly.		Block 5, page 1 of 1 FRN 2209247 (to be assigned by administrator)																												
10 <input type="checkbox"/> If this is a duplicate Funding Request (e.g., of an FRN that is not yet approved, under appeal, etc.), check this box and enter the original FRN in the space provided:																														
11 Category of Service (only ONE category should be checked) <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;"> PRIORITY 1 <input type="checkbox"/> Telecommunications Service <input checked="" type="checkbox"/> Internet Access </td> <td style="width: 50%; padding: 2px;"> PRIORITY 2 <input type="checkbox"/> Internal Connections Other than Basic Maintenance <input type="checkbox"/> Basic Maintenance of Internal Connections </td> </tr> </table>		PRIORITY 1 <input type="checkbox"/> Telecommunications Service <input checked="" type="checkbox"/> Internet Access	PRIORITY 2 <input type="checkbox"/> Internal Connections Other than Basic Maintenance <input type="checkbox"/> Basic Maintenance of Internal Connections	23 Calculations <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td rowspan="5" style="width: 30%; text-align: center; vertical-align: middle;">Recurring Charges</td> <td style="padding: 2px;">A. Monthly charges (total amount per month for service)</td> <td style="text-align: right; padding: 2px;">\$85,268.05</td> </tr> <tr> <td style="padding: 2px;">B. How much of the amount in A is ineligible?</td> <td style="text-align: right; padding: 2px;">\$0.00</td> </tr> <tr> <td style="padding: 2px;">C. Eligible monthly pre-discount amount (A minus B)</td> <td style="text-align: right; padding: 2px;">\$85,268.05</td> </tr> <tr> <td style="padding: 2px;">D. Number of months service provided in funding year</td> <td style="text-align: right; padding: 2px;">12</td> </tr> <tr> <td style="padding: 2px;">E. Annual pre-discount amount for eligible recurring charges (C x D)</td> <td style="text-align: right; padding: 2px;">\$1,023,216.60</td> </tr> <tr> <td rowspan="3" style="text-align: center; vertical-align: middle;">Non-Recurring Charges</td> <td style="padding: 2px;">F. Annual non-recurring charges</td> <td style="text-align: right; padding: 2px;">\$0.00</td> </tr> <tr> <td style="padding: 2px;">G. How much of the amount in F is ineligible?</td> <td style="text-align: right; padding: 2px;">\$0.00</td> </tr> <tr> <td style="padding: 2px;">H. Annual eligible pre-discount amount for non-recurring charges (F minus G)</td> <td style="text-align: right; padding: 2px;">\$0.00</td> </tr> <tr> <td rowspan="3" style="text-align: center; vertical-align: middle;">Total Charges</td> <td style="padding: 2px;">I. Total funding year pre-discount amount (E + H)</td> <td style="text-align: right; padding: 2px;">\$1,023,216.60</td> </tr> <tr> <td style="padding: 2px;">J. Discount from Block 4 Worksheet</td> <td style="text-align: right; padding: 2px;">86.00</td> </tr> <tr> <td style="padding: 2px;">K. Funding Commitment Request (I x J)</td> <td style="text-align: right; padding: 2px;">\$879,966.28</td> </tr> </table>		Recurring Charges	A. Monthly charges (total amount per month for service)	\$85,268.05	B. How much of the amount in A is ineligible?	\$0.00	C. Eligible monthly pre-discount amount (A minus B)	\$85,268.05	D. Number of months service provided in funding year	12	E. Annual pre-discount amount for eligible recurring charges (C x D)	\$1,023,216.60	Non-Recurring Charges	F. Annual non-recurring charges	\$0.00	G. How much of the amount in F is ineligible?	\$0.00	H. Annual eligible pre-discount amount for non-recurring charges (F minus G)	\$0.00	Total Charges	I. Total funding year pre-discount amount (E + H)	\$1,023,216.60	J. Discount from Block 4 Worksheet	86.00	K. Funding Commitment Request (I x J)	\$879,966.28
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12 Form 470 Application Number 385280000611565																														
13 SPIN – Service Provider Identification Number 143048275																														
14 Service Provider Name Time Warner Cable Business LLC																														
15a <input type="checkbox"/> Check this box if this Funding Request is for non-contracted tariffed or month-to-month services.																														
15b Contract Number E2007-01																														
15c <input type="checkbox"/> Check this box if this Funding Request is covered under a master contract (a contract negotiated by a third party, the terms and conditions of which are then made available to an eligible entity that purchases directly from the service provider). 15d <input type="checkbox"/> Check this box if this Funding Request is a continuation of an FRN from a previous funding year based on a multi-year contract. If so, provide that FRN here:																														
16a Billing Account Number (e.g., billed telephone number) 910-671-6054 16b <input type="checkbox"/> Check this box if there are multiple Billing Account Numbers and attach a complete list of those numbers to this page.																														
17 Allowable Vendor Selection/Contract Date (mm/dd/yyyy) (based on Form 470 filing) 01/18/2007																														
18 Contract Award Date (mm/dd/yyyy) 02/06/2007																														
19 Service Start Date (mm/dd/yyyy) 07/01/2011																														
20a Service End Date (mm/dd/yyyy)																														
20b Contract Expiration Date (mm/dd/yyyy) 06/30/2012																														
21 Description of This Service: NOTE: All Item 21 Attachments must be filed before the close of the filing window. Attachment You MUST attach a description of the service, including a breakdown of components, costs, manufacturer name, make and model number. You must include any additional account or telephone numbers if the billed account has multiple numbers. Label the description with an Attachment Number, and note number in space provided. Attachment Int-11																														
22 Entity/Entities Receiving This Service:		a. If the service is site-specific (provided to one site and not shared by others), list the Entity Number of the entity from Block 4 receiving this service: b. If the service is shared by all entities on a Block 4 worksheet, list the worksheet number (e.g., 1): 1362603																												

Entity Number: 126994	Applicant's Form Identifier: Internet-Access 11/12
Contact Person: Everett Teal	Contact Phone Number:

Block 6: Certifications and Signature

24 ☒ I certify that the entities listed in Block 4 of this application are eligible for support because they are: (Check one or both.)

a ☒ schools under the statutory definitions of elementary and secondary schools found in the **No Child Left Behind Act of 2001, 20 U.S.C. §§ 7801(18) and (38)**, that do not operate as for-profit businesses and do not have endowments exceeding \$50 million; and/or

b ☐ libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any schools, including, but not limited to, elementary, secondary schools, colleges, or universities.

25 ☒ I certify that the entity I represent or the entities listed on this application have secured access, separately or through this program, to all of the resources, including computers, training, software, internal connections, maintenance, and electrical capacity, necessary to use the services purchased effectively. I recognize that some of the aforementioned resources are not eligible for support. I certify that the entities I represent or the entities listed on this application have secured access to all of the resources to pay the discounted charges for eligible services from funds to which access has been secured in the current funding year. I certify that the Billed Entity will pay the non-discount portion of the cost of the goods and services to the service provider(s).

a Total funding year pre-discount amount on this Form 471 (Add the entries from Items 23l on all Block 5 Discount Funding Requests.)	1023216.6
b Total funding commitment request amount on this Form 471 (Add the entries from Items 23K on all Block 5 Discount Funding Requests.)	879966.28
c Total applicant non-discount share (Subtract Item 25b from Item 25a.)	143250.32
d Total budgeted amount allocated to resources not eligible for E-rate support	500000
e Total amount necessary for the applicant to pay the non-discount share of the services requested on this application AND to secure access to the resources necessary to make effective use of the discounts. (Add Items 25c and 25d.)	643250.32

f ☐ Check this box if you are receiving any of the funds in Item 25e directly from a service provider listed on any of the Forms 471 filed by this Billed Entity for this funding year, or if a service provider listed on any of the Forms 471 filed by this Billed Entity for this funding year assisted you in locating funds in Item 25e.

26 ☒ I certify that, if required by Commission rules, all of the individual schools and libraries receiving services under this form are covered by technology plans that do or will cover all 12 months of the funding year, and that have been or will be approved by a state or other authorized body or an SLD-certified technology plan approver prior to the commencement of service.

Or ☐ I certify that no technology plan is required by Commission rules.

27 ☒ I certify that (if applicable) I posted my Form 470 and (if applicable) made any related RFP available for at least 28 days before considering all bids received and selecting a service provider. I certify that all bids submitted were carefully considered and the most cost-effective service offering was selected, with price being the primary factor considered, and is the most cost-effective means of meeting educational needs and technology plan goals.

28 ☒ I certify that the entity responsible for selecting the service provider(s) has reviewed all applicable FCC, state, and local procurement/competitive bidding requirements and that the entity or entities listed on this application have complied with them.

29 ☒ I certify that the services the applicant purchases at discounts provided by 47 U.S.C. § 254 will be used primarily for educational purposes and will not be sold, resold or transferred in consideration for money or any other thing of value, except as permitted by the Commission's rules at 47 C.F.R. §§ 54.500, 54.513. Additionally, I certify that the entity or entities listed on this application have not received anything of value or a promise of anything of value, other than services and equipment sought by means of this form, from the service provider, or any representative or agent thereof or any consultant in connection with this request for services.

30 ☒ I certify that I and the entity(ies) I represent have complied with all program rules and I acknowledge that failure to do so may result in denial of discount funding and/or cancellation of funding commitments. There are signed contracts covering all of the services listed on this Form 471 except for those services provided under non-contracted tariffed or month-to-month arrangements. I acknowledge that failure to comply with program rules could result in civil or criminal prosecution by the appropriate law enforcement authorities.

Entity Number: 126994	Applicant's Form Identifier: Internet-Acces 11/12
Contact Person: Everett Teal	Contact Phone Number:

Block 6: Certification and Signature (Continued)

31 ☒ I acknowledge that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the service, receive an appropriate share of benefits from those services.

32 ☒ I certify that I will retain required documents for a period of at least five years after the last day of service delivered. I certify that I will retain all documents necessary to demonstrate compliance with the statute and Commission rules regarding the application for, receipt of, and delivery of services receiving schools and libraries discounts, and that if audited, I will make such records available to the Administrator. I acknowledge that I may be audited pursuant to participation in the schools and libraries program.

33 ☒ I certify that I am authorized to order telecommunications and other supported services for the eligible entity(ies) listed on this application. I certify that I am authorized to submit this request on behalf of the eligible entity(ies) listed on this application, that I have examined this request, that all of the information on this form is true and correct to the best of my knowledge, that the entities that are receiving discounts pursuant to this application have complied with the terms, conditions and purposes of the program, that no kickbacks were paid to anyone and that false statements on this form can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001 and civil violations of the False Claims Act.

34 ☒ I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I will institute reasonable measures to be informed, and will notify USAC should I be informed or become aware that I or any of the entities listed on this application, or any person associated in any way with my entity and/or the entities listed on this application, is convicted of a criminal violation or held civilly liable for acts arising from their participation in the schools and libraries support mechanism.

35 ☒ I certify that if any of the Funding Requests on this Form 471 are for discounts for products or services that contain both eligible and ineligible components, that I have allocated the eligible and ineligible components as required by the Commission's rules at 47 C.F.R. § 54.504(g)(1), (2).

36 ☒ I certify that this funding request does not constitute a request for internal connections services, except basic maintenance services, in violation of the Commission requirement that eligible entities are not eligible for such support more than twice every five funding years as required by the Commission's rules at 47 C.F.R. § 54.506(c).

37 ☒ I certify that the non-discount portion of the costs for eligible services will not be paid by the service provider. The pre-discount costs of eligible services featured on this Form 471 are net of any rebates or discounts offered by the service provider. I acknowledge that, for the purpose of this rule, the provision, by the provider of a supported service, of free services or products unrelated to the supported service or product constitutes a rebate of some or all of the cost of the supported services.

38 Signature of authorized person <input checked="" type="checkbox"/>	39 Date 03/24/2011
--	--------------------------

40 Printed name of authorized person

41 Title or position of authorized person

☐ Check here if the consultant in Item 6g is the Authorized Person.

42a Street Address, P.O. Box, or Route Number

City State Zip Code -

Entity Number: 126994	Applicant's Form Identifier: Internet-Access 11/12
Contact Person: Everette Teal	Contact Phone Number:

42b	Telephone Number of authorized Person	Ext.
42c	Fax Number of Authorized Person	
42d	E-mail Address of authorized Person	
	Re-enter E-mail Address	
42e	Name of Authorized Person's Employer	

NOTICE: Section 54.504 of the Federal Communications Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Services Ordered and Certification Form (FCC Form 471) with the Universal Service Administrator. 47 C.F.R. § 54.504(c). The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended. 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the competitive bidding requirement contained in 47 C.F.R. § 54.504. All schools and libraries planning to order services eligible for universal service discounts must file this form themselves or as part of a consortium.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or a potential violation of any applicable statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing, or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government is a party of a proceeding before the body or has an interest in the proceeding. In addition, consistent with the Communications Act of 1934, FCC regulations and orders, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law, information provided in or submitted with this form or in response to subsequent inquiries may be disclosed to the public.

If you owe a past due debt to the Federal government, the information you provide may also be disclosed to the Department of the Treasury Financial Management Service, other Federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide the information to these agencies through the matching of computer records when authorized.

If you do not provide the information we request on the form, the FCC may delay processing of your application or may return your application without action.

The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq.

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, DC 20554.

Please submit this form to:
SLD-Form 471
P.O. Box 7026
Lawrence, Kansas 66044-7026

For express delivery services or U.S. Postal Service, Return Receipt Requested, mail this form to:
SLD Forms
ATTN: SLD Form 471
3833 Greenway Drive
Lawrence, Kansas 66046
(888) 203-8100

FCC Form 471 - October 2010

Close Print Preview

Previous

EXHIBIT J



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2009-2010

February 23, 2018

Matthew Brill
Latham & Watkins LLP
555 Eleventh Street, NW
Suite 1000
Washington, DC 20004

Re: Applicant Name: ROBESON COUNTY PUBLIC SCHOOLS
Billed Entity Number: 126994
Form 471 Application Number: 651887
Funding Request Number(s): 1868150
Your Correspondence Dated: August 21, 2017

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2009 Notification of Commitment Adjustment Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision. If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1868150
Decision on Appeal: **Denied**
Explanation:

- USAC has reviewed your appeal and determined the funds committed under the above listed Funding Request Numbers (FRNs) must be rescinded in full. Documents provided by you and/or Time Warner Cable indicates there was not a fair and open competitive bid process free from conflicts of interest. The documentation indicates that prior to your contractual relationship with Time Warner Cable, you were offered and accepted gifts of value from the service provider. This action resulted in a competitive process that was no longer fair and open. Program rules are such that an applicant should not have a relationship with a service provider prior to or during the competitive bidding process that would unfairly influence the outcome. The dual actions of Time Warner Cable and Robeson County Public Schools violates this tenet.

Regarding your reference to FCC Policy, please note the FCC recently has reiterated that the five year time frame for recovery is a policy preference and does not serve as a bar to recovery for improperly disbursed funding (See Application for Review of A Decision of the Wireline Competition Bureau by Net56, Inc. Palatine, Illinois, CC Docket No. 02-6, Memorandum Opinion and Order, 2017 WL 211539 at *2, para. 9 (2017) ("...even assuming arguendo that the recovery action fell outside the five year period within which the Commission recommended that investigations be completed, that time frame constitutes merely a policy preference and not an absolute bar to recovery.")).

USAC denies your appeal and will seek recovery of any funds disbursed in violation of the programs competitive bidding rules.

Since your appeal was denied in full, dismissed or cancelled, you may file an appeal with the FCC. Your appeal must be postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found under the Reference Area/"Appeals" of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

EXHIBIT K

Mathew Brill
Latham & Watkins LLP
555 Eleventh Street, NW, Suite 1000
Washington, DC 20004

Billed Entity Number: 126994
Form 471 Application Number: 624714
Form 486 Application Number:



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2008-2009

February 23, 2018

Mathew Brill
Latham & Watkins LLP
555 Eleventh Street, NW, Suite 1000
Washington, DC 20004

Re: Applicant Name: ROBESON COUNTY PUBLIC SCHOOLS
Billed Entity Number: 126994
Form 471 Application Number: 624714
Funding Request Number(s): 1723535
Your Correspondence Dated: August 21, 2017

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2008 Notification of Commitment Adjustment Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision. If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1723535
Decision on Appeal: Denied
Explanation:

- USAC has reviewed your appeal and determined the funds committed under the above listed Funding Request Numbers (FRNs) must be rescinded in full. Documents provided by you and/or Time Warner Cable indicates there was not a fair and open competitive bid process free from conflicts of interest. The documentation indicates that prior to your contractual relationship with Time Warner Cable, you were offered and accepted gifts of value from the service provider. This action resulted in a competitive process that was no longer fair and open. Program rules are such that an applicant should not have a relationship with a service provider prior to or during the competitive bidding process that would unfairly influence the outcome. The dual actions of Time Warner Cable and Robeson County Public Schools violates this tenet.

Regarding your reference to FCC Policy, please note the FCC recently has reiterated that the five year time frame for recovery is a policy preference and does not serve as a bar to recovery for improperly disbursed funding (See Application for Review of A Decision of the Wireline Competition Bureau by Net56, Inc. Palatine, Illinois, CC Docket No. 02-6, Memorandum Opinion and Order, 2017 WL 211539 at *2, para. 9 (2017) ("...even assuming arguendo that the recovery action fell outside the five year period within which the Commission recommended that investigations be completed, that time frame constitutes merely a policy preference and not an absolute bar to recovery.")).

USAC denies your appeal and will seek recovery of any funds disbursed in violation of the programs competitive bidding rules.

Since your appeal was denied in full, dismissed or cancelled, you may file an appeal with the FCC. Your appeal must be postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found under the Reference Area/"Appeals" of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

EXHIBIT L

Matthew Brill
Latham & Watkins LLP
555 Eleventh Street, NW, Suite 1000
Washington, DC 20004

Billed Entity Number: 126994
Form 471 Application Number: 583701
Form 486 Application Number:



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2007-2008

February 23, 2018

Matthew Brill
Latham & Watkins LLP
555 Eleventh Street, NW, Suite 1000
Washington, DC 20004

Re: Applicant Name: ROBESON COUNTY PUBLIC SCHOOLS
Billed Entity Number: 126994
Form 471 Application Number: 583701
Funding Request Number(s): 1618225
Your Correspondence Dated: August 21, 2017

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2007 Commitment Adjustment Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision. If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1618225
Decision on Appeal: **Denied**
Explanation:

- USAC has reviewed your appeal and determined the funds committed under the above listed Funding Request Numbers (FRNs) must be rescinded in full. Documents provided by you and/or Time Warner Cable indicates there was not a fair and open competitive bid process free from conflicts of interest. The documentation indicates that prior to your contractual relationship with Time Warner Cable, you were offered and accepted gifts of value from the service provider. This action resulted in a competitive process that was no longer fair and open. Program rules are such that an applicant should not have a relationship with a service provider prior to or during the competitive bidding process that would unfairly influence the outcome. The dual actions of Time Warner Cable and Robeson County Public Schools violates this tenet.

Regarding your reference to FCC Policy, please note the FCC recently has reiterated that the five year time frame for recovery is a policy preference and does not serve as a bar to

recovery for improperly disbursed funding (See Application for Review of A Decision of the Wireline Competition Bureau by Net56, Inc. Palatine, Illinois, CC Docket No. 02-6, Memorandum Opinion and Order, 2017 WL 211539 at *2, para. 9 (2017) ("...even assuming arguendo that the recovery action fell outside the five year period within which the Commission recommended that investigations be completed, that time frame constitutes merely a policy preference and not an absolute bar to recovery.")).

USAC denies your appeal and will seek recovery of any funds disbursed in violation of the programs competitive bidding rules.

Since your appeal was denied in full, dismissed or cancelled, you may file an appeal with the FCC. Your appeal must be postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found under the Reference Area/"Appeals" of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

Matthew Brill
Latham & Watkins LLP
555 Eleventh Street, NW, Suite 1000
Washington, DC 20004

Billed Entity Number: 126994
Form 471 Application Number: 583371
Form 486 Application Number:



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2007-2008

February 23, 2018

Matthew Brill
Latham & Watkins LLP
555 Eleventh Street, NW, Suite 1000
Washington, DC 20004

Re: Applicant Name: ROBESON COUNTY PUBLIC SCHOOLS
Billed Entity Number: 126994
Form 471 Application Number: 583371
Funding Request Number(s): 1617184
Your Correspondence Dated: August 21, 2017

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2007 Commitment Adjustment Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision. If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1617184
Decision on Appeal: **Denied**
Explanation:

- USAC has reviewed your appeal and determined the funds committed under the above listed Funding Request Numbers (FRNs) must be rescinded in full. Documents provided by you and/or Time Warner Cable indicates there was not a fair and open competitive bid process free from conflicts of interest. The documentation indicates that prior to your contractual relationship with Time Warner Cable, you were offered and accepted gifts of value from the service provider. This action resulted in a competitive process that was no longer fair and open. Program rules are such that an applicant should not have a relationship with a service provider prior to or during the competitive bidding process that would unfairly influence the outcome. The dual actions of Time Warner Cable and Robeson County Public Schools violates this tenet.

Regarding your reference to FCC Policy, please note the FCC recently has reiterated that the five year time frame for recovery is a policy preference and does not serve as a bar to

recovery for improperly disbursed funding (See Application for Review of A Decision of the Wireline Competition Bureau by Net56, Inc. Palatine, Illinois, CC Docket No. 02-6, Memorandum Opinion and Order, 2017 WL 211539 at *2, para. 9 (2017) ("...even assuming arguendo that the recovery action fell outside the five year period within which the Commission recommended that investigations be completed, that time frame constitutes merely a policy preference and not an absolute bar to recovery."))).

USAC denies your appeal and will seek recovery of any funds disbursed in violation of the programs competitive bidding rules.

Since your appeal was denied in full, dismissed or cancelled, you may file an appeal with the FCC. Your appeal must be postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found under the Reference Area/"Appeals" of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company