**Letter of Appeal**

**Schools and Libraries Division**

**30 Lanidex Plaza West**

**P.O. Box 685**

**Parsippany, NJ 07054**

**In the Matter of:**

)

Request for Review of a decision )

by the Schools and Libraries Division ) Administrator Correspondence Dated

for Bibb County School District, ) July 31, 2017

Georgia )

)

)

Schools and Libraries Universal Service ) CC Docket No. 02-6

Support Mechanism )

**Request for Review**

In accordance with Sections 54.719 through 54.721 of the Commission’s Rules, the Bibb County School District (BCSD) appeals a decision of the Schools and Libraries Division of the Universal Service Administrative Company (Administrator). This appeal comes timely submitted within 60 days of the Administrator decision.

Requestor: Bibb County School District

Billed Entity Number: 127456

FCC Registration Number 0013414081

Funding Request Number: 2327083

Form 471 Numbers: 838182

Contact: Hugh Manning, Consultant for Bibb County Schools

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BCSD received the attached Notification of Commitment Adjustment letter on July 31,

2017 that indicated “…it has been determined that this funding commitment

must be rescinded in full. It was determined that Bibb County School District

failed to demonstrate that the price of eligible products and services was the

primary factor in the vendor selection process. Bibb County School District failed

to provide bid evaluation sheets or any other evidence that price was the primary

factor in the vendor selection process and stated that they "did not prepare a

formal vendor evaluation." FCC rules require that applicants select the most

cost-effective product and/or service offering with price being the primary factor

in the vendor selection process….”

BCSD RESPONSE: District personnel made a clerical error by using the 2012 470 number on the 471, when they should have used the 2010 470 number instead.

A 2010 agreement with Schoolwires was already in place. The district made no decision to change the existing service. The 2012 470 was set aside. Ultimately an addendum (attached) was executed to simply continue the existing services. Here is the timeline and actions that support our response:

1. BCSD executed a contract with Schoolwires in 2010 for webhosting services. This contract provided for services from 7/1/10 through 6/30/12.

2. An addendum (attached) to the 2010 agreement was executed by BCSD on 3/13/12 to extend the original contract to 6/30/15.

3. E-rate funding for Schoolwires remained virtually the same from 2010-2014. This critical fact supports the conclusion that services properly structured in 2010 were never changed all the way through 2014.

4. BCSD made a clerical error in the filing of the 2012 471. The Schoolwires FRN for 2012 should have referenced the 2010 470 as the establishing 470. Again, this is supported by the executed Addendum signed on March 2012. It was an Addendum, NOT a new contract.

Remedy requested: We request that USAC approve this FRN and retain the funding committed.

Sincerely yours,

Hugh Manning, Consultant for Bibb County School District