

May 23, 2018

Marlene H. Dortch,  
Secretary Federal Communications Commission  
Office of the Secretary  
445 12th Street, SW  
Washington, DC 20554

**RE: CC Docket No. 02-6 – Appeal/Waiver Request**

ENA Services, LLC (SPIN 143030857) requests an appeal and/or waiver of the Funding Year 2017 denial of Form 471 #171042466 filed by City University. ENA Services, LLC is the Service Provider for City University's Internet Access service (FRN #1799100805).

The Funding Commitment Decision Letter for Funding Year 2017 indicated the denial of FRN 1799100805 was due to:

DR1: Applicant has not provided sufficient documentation needed to determine the eligibility of the following item(s): Ethernet.

City University was unaware of the PIA questions in the EPC portal and therefore, failed to respond to PIA questions. Both ENA Services, LLC and City University filed an appeal with USAC regarding the denial of FRN #1799100805. Additionally, City University included with their appeal the PIA questions and related answers.

A Revised Funding Commitment Decision Letter (RFCDL) was issued on 3/27/2018 which contained conflicting information regarding the appeal. The RFCDL indicated:

Post Comment Decision (FRN Level) – **Approved**

Post-Commitment Rationale (FRN Level) – **Your appeal has brought forward persuasive information that the funding request should be approved for funding.**

Revised FRN Funding Decision – **Denied**

ENA opened a case with USAC (Case #232368) on 3/28/18 asking for clarification regarding the conflicting information on the RFCDL. In discussions with USAC, it appears there may have been a system error resulting in the erroneous denial of the FRN. The case has been escalated within USAC. In calling to inquire regarding the status of the case, the only updates provided are that it has been escalated to the appropriate management level.

As the deadline to appeal to the FCC is approaching and there is no resolution regarding this matter, we respectfully request the FCC review this matter and fund this FRN. All PIA questions have been answered and it appears USAC meant to fund the FRN but due to a system glitch the FRN was denied.

As the vendor for this FRN, we would like the opportunity to provide additional vendor documentation that may be needed or answer any additional questions regarding this appeal/waiver request.

Included with this request are:

- Revised Funding Commitment Decision Letter issued by USAC on 3/27/2018
- Appeal #80834 filed by ENA Services, LLC on 10/30/2017
- Appeal # 80820 filed by City University on 10/30/2017

Respectfully,



April Scott  
Director of Finance  
615-312-6152  
[ascott@ena.com](mailto:ascott@ena.com)

Revised Funding Commitment Decision Letter 03.27.18

ENA Services, LLC|143030857|2017|City University|The Influence1  
Foundation, 665 Madison Ave|Memphis|TN|38103|17011021|Felicia  
Hart|EMAIL|1475 E SHELBY DR  
||MEMPHIS|TN|38116|||901|4883189||feliciaphart@influence1.org|171042466|  
1799100805|NOT FUNDED|Data Transmission and/or Internet  
Access|160012458|48995||07/01/2017|06/30/2019|12|60000.00|0.00|60000.00|9  
0|0.00|Your appeal has brought forward persuasive information that the  
funding request should be approved for  
funding.||03/27/2018|14|06/30/2018|||  
SLD 471 Funding to Service Provider;

Revised Funding Commitment Decision Letter - 03.27.2018

BEN	BEN Name	Post-Commitment Request Type	Post-Commitment Application/Request Number	FRN	Post-Commitment Decision (FRN Level)	Post-Commitment Rationale (FRN Level)	Original FRN Funding Decision	Revised FRN Funding Decision
17011021	City University	Appeals	80820	1799100805	Approved	Your appeal has brought forward persuasive information that the funding request should be approved for funding.	Denied	Denied
17011021	City University	Appeals	80834	1799100805	Dismissed	Your appeal has been dismissed - The appeal for FRN 1799100805 is a duplicate of appeal case 80820 that is currently under review.	Denied	Denied

Records / FRN Cases

## City University Appeal 2017 - #80834

[Summary](#) [Associated FRNs](#) [Supporting Documents & Comments](#) [News](#) [Related Actions](#)

In-Review

Outreach

Wave Ready

Committed

### Appeal Information

[View Status \(+\)](#)**Funding Year** 2017**Submitting Organization** ENA Services, LLC (SPIN: 143030857)**Created By** April Scott**Created On** 10/30/2017 9:18 AM EDT

### Main Contact

**Name** April Scott**Email** ascott@ena.com**Phone Number** 615-312-6152

### Narrative

Funding Commitment Report Dated: 10/12/2017

Applicant Name: City University

Form 471 Application Number: 171042466

Billed Entity Number: 17011021

SPIN: 143030857

Funding Request Number: 1799100805

Funding Year: 2017

Appeal Request: Funding was denied for City University. As the vendor for this FRN, ENA Services, LLC wishes to appeal this decision. The Funding Commitment Decision Letter for Funding Year 2017 indicates the denial of the above FRN is due to:

DR1: Applicant has not provided sufficient documentation needed to determine the eligibility of the following item(s): Ethernet.

Explanation and Relief Requested:

ENA Services, LLC is the vendor for this FRN which was denied by USAC for insufficient documentation. We respectfully request that USAC grant City University additional time to respond to PIA questions. In addition, as the vendor of this FRN we would like the opportunity to provide additional vendor documentation USAC may need for this FRN.

Thank you for your consideration of this appeal.

### Appeal Details

**Decision appealed by applicant** Funding Commitment Decision Letter

If you wish to modify or cancel your appeal, or, if you have any questions about your appeal, please contact the E-rate Program's Client Service Bureau (CSB) at (888) 203-8100.

[View Supporting Documentation \(+\)](#)

Records / Appeals

**Cat12017 - #80820**

Summary Associated FRNs News Related Actions

In-Review

Outreach

Wave Ready

**Committed****Appeal Information**

View Status (+)

**Funding Year** 2017**Submitting Organization** City University (BEN: 17011021)**Created By** Felicia Hart**Created On** 10/30/2017 9:08 AM EDT**Main Contact****Name** feliciaphart@influence1.org**Email** feliciaphart@influence1.org**Phone Number** N/A**Narrative**

Date: October 27, 2017

Funding Commitment Report Dated: 10/12/2017

Applicant Name: City University

Form 471 Application Number: 171042466

Billed Entity Number: 17011021

SPIN: 143030857

Funding Request Number: 1799100805

Funding Year: 2017

Appeal Request: Funding has been denied for City University. The Funding Commitment Decision Letter for Funding Year 2017 indicates the denial of the above FRN is due to:

DR1: Applicant has not provided sufficient documentation needed to determine the eligibility of the following item(s): Ethernet.

**Applicant Explanation:**

City University was unaware of the PIA questions loaded into the EPC portal for FRN #1799100805. After being notified regarding the denial, we searched through the portal to find the PIA questions. We apologize for not seeing the PIA questions and respectfully request USAC grant us the ability to respond to the PIA questions as well as answer any additional questions. Included with this appeal are the responses to the PIA questions that were in the portal.

Enclosed with this appeal are the response to the PIA Questions:

- Vendor documentation supporting the amount requested
- Documentation supporting the use of the Form 470 for City University supporting the funding of FRN # 1799100805.

**Relief Requested**

We respectfully request that USAC grant the appeal and fund the original amount requested of \$60,000 to allow for the services requested on our Form 471 filing as this funding is essential to our school district. We would like the opportunity to provide any additional information USAC may need related to this FRN or answer any additional questions, as this funding is essential to our school district. Thank you for your assistance.

**Appeal Details****Decision appealed by applicant** Funding Commitment Decision Letter

If you wish to modify or cancel your appeal, or, if you have any questions about your appeal, please contact the E-rate Program's Client Service Bureau (CSB) at (888) 203-8100.

Records / Customer Service Cases

#232368

UPDATE CASE

Summary News Related Actions

## Case Details

**Topic** System Problem Report - FCC Form 471  
**Status** Pending  
**Priority** High  
**Inquiry Type** Phone

**Form Type** FCC Form 471  
**Form Number** 171031202,171042466  
**Created By** USAC  
**Created On** 3/28/2018 1:56 PM EDT  
**Organization** ENA Services, LLC

## Case Description

**Description** The RFCDL has conflicting information.

## Case Artifacts

## Documents

Name	Uploaded By	Upload Date
No items available		

## Attachments

Attachment	Attachment Type
No items available	

## Case Thread

User	Note	Date
USAC	April,  Your inquiry has been received. In order to provide you with a thorough and accurate response, we are currently researching your inquiry(ies). We will provide a response as soon as we have more information.	3/28/2018 2:25 PM EDT

## Case Contact

**Case Contact** April Scott