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July 3, 2018

**VIA ECFS**

Claudia Fox  
Telecommunications Access Policy Division  
Wireline Competition Bureau  
445 12th Street, S.W.  
Washington, DC 20554

Re: WC Docket No. 06-112  
Wintek Corporation Emergency Request for Waiver

Dear Ms. Fox,

Wintek Corporation ("Wintek") submits via ECFS an Emergency Request for Waiver of February 2018 Form 449-Q 45-Day Revision Deadline.

Please do not hesitate to contact us with any questions.

Respectfully submitted,  
/s/ Miao Cheng  
Miao Cheng (Atty No. 34539-53)  
Thomas B. Parent (Atty No. 11283-79)  
Stuart & Branigin LLP  
300 Main St. Suite 900  
P.O. Box 1010  
Lafayette, IN 47902  
tbp@stuartlaw.com  
mic@stuartlaw.com  
*Counsel for Wintek Corporation*  
*Attorneys Admitted in Indiana in Good*  
*Standing*

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

In the Matter of	)	
	)	
Request for Waiver of February Form	)	WC Docket No. 06-122
499-Q 45-Day Revision Deadline	)	
	)	
by	)	
	)	
Wintek Corporation	)	

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**Emergency Request for Waiver of February 2018 FCC  
Form 499-Q 45-Day Revision Deadline**

Wintek Corporation (“Wintek”), through its undersigned counsel and pursuant to Section 1.3 of the Commission’s rules, requests that the Wireline Competition Bureau (“Bureau”) (1) waive the 45-day Form 499-Q revision filing deadline to permit Wintek to correct a substantial error in its February 2018 Form 499-Q and (2) require the Universal Service Administrative Company (“USAC”) to refund any excess Universal Service Fund (“USF” or “Fund”) contribution payments by Wintek and waive any late payment fees, interests, or penalties that USAC has or may assess resulting from the error. Wintek requests that the Commission take such action on an expedited basis so that Wintek is not required to make additional incorrect and unduly burdensome USF contributions that would not otherwise be refunded until the annual true-up process is complete and so that Wintek is not otherwise at risk of paying any late payment fees, interest, and penalties which would likewise be unduly burdensome to Wintek.

## I. Background

Wintek is a telecommunications provider that makes USF contributions and is a recipient of E-rate distributions from the Fund. On February 1, 2018, Wintek timely filed its FCC Form 499-Q reporting projected revenues for fourth quarter of 2017. The form as submitted included a significant clerical error which resulted in grossly inflated interstate end user revenues being reported on its February 2018 Form 499-Q. Wintek inadvertently reported revenues of \$1,738,774.94 on Lines 119 and 120 as interstate, an amount nearly Eighty-three (83) times the amount of interstate revenues that should have been projected – \$20,850.00.<sup>1</sup> Wintek did not discover this error until it received its April 13, 2018 invoice from USAC,<sup>2</sup> which was well beyond the 45-day deadline of March 15, 2018 for making corrections to its Form 499-Q.

As a result of this inadvertent yet consequential error, the erroneous amount of revenue reported on its February 2018 Form 499-Q increased Wintek's quarterly contribution base approximately 92% as compared to \$964.72 from 2017 Form 499-Q. The fourth quarter monthly USF contribution invoices USAC sent based on Wintek's erroneous February Form 499-Q represent a nearly 9-fold increase in Wintek's contribution obligation.<sup>3</sup> Wintek has taken steps to ensure that this type of error is not repeated in future Form 499Q filings.

Wintek has complied substantially with the Commission's pay-and-dispute policy by submitting a payment of \$2,000.00 for the April 2018 invoice,<sup>4</sup> which payment represents twice the approximate amount that would have been due under an accurate billing should be based on past filings. In the event that the Bureau declines to waive the Form 499-Q revision deadline, Wintek will be unable to recover excess contributions already paid until the completion of the

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<sup>1</sup> See Group Exhibit A.

<sup>2</sup> See *Id.*

<sup>3</sup> See *Id.*

<sup>4</sup> Exhibit B. Wintek paid \$1000 on 5/7/2018 and \$1000 on 6/21/2018, but did not pay the full amount of the invoice, which is \$89,977.03.

annual true-up process, required to submit the full incorrect obligation amount, and be at risk of being subjected to late payment fees, interests, and penalties accrued since the April 2018 invoice payment due date. In the case of denial, the billed fourth quarter contribution would exceed the company's USF contribution obligation for the entirety of 2017 and 2018 based on corrected revenue projections. Accordingly, Wintek requests that the Bureau waive the 45-day revision deadline and permit Wintek to file a corrected 499-Q for February 2018 with USAC. Additionally, Wintek requests the Bureau to direct USAC to promptly refund the amount of USF contributions paid by Wintek in excess of its USF contribution obligation based on the revised 499-Q and to waive any late payment fees, interests, and penalties resulting from incorrect USF contributions obligations, if any.

## **II. Good Cause Exists to Waive the 45-Day Revision Deadline.**

The Commission may waive its rules for good cause shown. 47 C.F.R. § 1.3. A rule may be waived where the particular facts make strict compliance inconsistent with the public interest.<sup>5</sup> In addition, the Commission may take into account considerations of hardship, equity, or more effective implementation of overall policy on an individual basis.<sup>6</sup> Additionally, good cause for a waiver may be shown “in cases where allowing deviation from a rule requirement would not disserve the rule’s underlying purpose and would better serve the public interest than requiring strict compliance.”<sup>7</sup>

Wintek requests a waiver of the 45-day revision deadline for Form 499-Q and requests the Bureau to direct USAC to accept a revised February 2018 Form 499-Q. The Bureau has waived the 45-day Form 499-Q revision deadline rule and directed USAC to accept corrected

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<sup>5</sup> *Northeast Cellular Telephone Co. v. FCC*, 897 F.2d 1164, 1166 (D.C. Cir. 1990).

<sup>6</sup> *Id.*

<sup>7</sup> See *Mobile Satellite Ventures Subsidiary LLC, Memorandum Opinion and Order*, 22 FCC Rcd. 20548, 2055 (I.B. 2007).

forms submitted outside of the revision window when clerical errors have resulted in invoiced contribution obligations that vastly exceed the amount a carrier should have owed. For example, in *Peak*,<sup>8</sup> the Bureau found that Peak demonstrated good cause for granting a waiver of the 45-day revision deadline for its FCC Form 499-Q, where Peak made an inadvertent clerical error on its November 2013 FCC Form 499-Q. Because of the clerical error, USAC invoiced Peak for an amount substantially more than what it would typically pay in a given month, and greater than what Peak's contribution obligation would likely be for all of 2014. Similarly, in the *Aventure Decision*,<sup>9</sup> the Bureau found that Aventure inadvertently reporting total revenues rather than end-user revenues, resulting in a \$261,000 overpayment. The Bureau found that a payment reflecting an amount nearly 20 times Aventure's actual USF obligation and the prospect of not receiving a refund for 15 months were circumstances which justified a waiver of the revision deadline. In *Peerless Networks*,<sup>10</sup> the Bureau granted a waiver of the revision deadline after an inadvertent clerical error that was not discovered until after the revision deadline had passed resulted in contributions owed that exceeded the carrier's USF obligation for the entire year.

In addition, in *In the Matter of Universal Serv. Contribution Methodology*, 28 F.C.C. Rcd. 10358, 10362 (2013), the Bureau noted that the interest and penalties should only be calculated on contribution amounts based on the revised FCC Form 499-Q. There, the Bureau found good cause and waived the revision deadline for American Broadband, which inadvertently made a "significant typographical error" by adding an extra zero to the projected

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<sup>8</sup> *In the Matter of Emergency Request for Review by Peak Commc'ns, Inc. of A Decision of the Universal Serv. Adm'r & Request for Waiver of Deadline for Filing Revisions to Fcc Form 499-Q*, 29 F.C.C. Rcd. 9668 (2014).

<sup>9</sup> *In the Matter of Fed.-State Joint Bd. on Universal Serv. Universal Serv. Contribution Methodology*, 23 F.C.C. Rcd. 10096, 10097 (2008).

<sup>10</sup> *Emergency Request for Review of Decision of the Universal Service Administrator and Request for Waiver of Deadline by Peerless Network, Inc.*, WC Docket No. 06-122, Order, 29 FCC Rcd. 7546, ¶ 2 (WCB 2014) ("*Peerless Order*").

end-user interstate revenue reported on the May 2010 FCC Form 499-Q. Because of this error, American Broadband's invoices for the relevant quarter were ten times what they should have been. In respect to American Broadband's challenge of USAC's "pay-and-dispute" policy, the Bureau held that "[b]ecause we waive the revision deadline, interest and penalties will accrue only on the contribution amounts based on the revised FCC Form 499-Q, and only from the due date to American Broadband's January 2011 payment date."

The facts above are nearly identical to Wintek's situation. Just as the Bureau found good cause to justify a waiver of the 45-day revision deadline in the above cases, good cause exists here. Like those other cases, a minor, yet consequential, clerical error resulted in Wintek owing a USF contribution amount for fourth quarter that exceeds its likely USF contribution for the entirety year of 2017. The clerical error resulted in three quarterly payments of \$89,977.03 and a total payment of \$268,931.05, which is nearly 93 times more than the contributions that Wintek should have submitted. Good cause exists to grant a one-time waiver of the 45-day revision deadline because it would correct an inadvertent yet significantly consequential clerical error that resulted in an unjustifiably large USF contribution obligation.

Although Wintek did not pay the entire amount of the invoice, it paid \$2,000 – twice as much as the true obligation. According to the conclusions in *In the Matter of Universal Service Contribution Methodology*, the interest and penalties will accrue only on the contribution amounts based on the revised FCC Form 499-Q, and only from the due date of Wintek's April 2018 invoice.

**a. Denial of the Waiver Will Cause Significant Financial Harm to Wintek**

Wintek has paid twice as much as the USF contribution obligation that should have been assessed. If the waiver of 45-day reversion deadline is disallowed, Wintek will be required to

pay the full amount, which is 93 times the true obligation, plus interests and penalties. The total amount would be significantly larger than its true obligation due to an inadvertent clerical error. Strict compliance with the revision deadline would require Wintek to make additional erroneous contribution amounts in the future and would disproportionately penalize Wintek.

Absent a waiver, Wintek would be forced to pay the erroneously invoiced amount until USAC processes a true-up credit during the fourth quarter of 2018, plus any nonrefundable interests and penalties. This would leave Wintek without significant money that could otherwise be spent on network deployment and improving services to Wintek's E-rate and other customers. Grant of the instant waiver request will help to ensure that Wintek's operations and customers are not harmed unnecessarily by the need for Wintek to make excess USF contribution payments based on the erroneous February Form 499-Q. Similar to the situation in *Peak*, strict enforcement of the filing deadline and the imposition of the associated interest and penalties in this case would disproportionately penalize Wintek.

**b. Neither the Universal Service Fund nor the Public Interest Will Be Adversely Impacted.**

Waiver of the 45-day revision deadline in this instance will not disserve the rule's underlying purpose and would better serve the public interest than requiring strict compliance. The 45-day revision deadline is intended to "eliminate incentives for contributors to revise their revenue projections after the contribution factor is announced for the upcoming quarter (thereby reducing their contribution obligations), and to reduce the likelihood of a Fund shortfall in a given calendar quarter."<sup>11</sup> Rather than attempting to reduce its contribution obligation, Wintek seeks to correct an inadvertent clerical error that resulted in an unreasonably large, and

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<sup>11</sup> *In the Matter of Universal Serv. Contribution Methodology*, 28 F.C.C. Rcd. 10358, 10362–63 ¶ 11 (2013).

inaccurate, contribution obligation owed. Revising Wintek's remaining USF contribution payments for fourth quarter and refunding the overpayment already made implicates only a fraction of total USF contribution obligations for fourth quarter 2017 such that a downward revision is unlikely to impact USF in the short term. If the Bureau grants the waiver, Wintek will pay a revised fourth quarter USF contribution based on accurate projections, which Wintek estimates will total \$1,078.93. Furthermore, the Fund will not be harmed by permitting the revision to the February 2018 Form 499-Q because Wintek would ultimately be entitled to a refund for overpayment through the true-up process in 2018.

Strict compliance with the 45-day revision deadline is inconsistent with the public interest when inadvertent typographical or clerical errors on Form 499-Q result in significantly overstated assessable telecommunications revenue.<sup>12</sup> Absent a waiver of the revision deadline, Wintek faces fourth quarter contribution obligations based on significantly overstated assessable telecommunications revenue. Grant of the instant waiver request would be consistent with Commission precedent and better serve the public interest by ensuring that an inadvertent clerical error does not result in a grossly disproportionate USF contribution burden on Wintek.

### **III. The Bureau Should Direct USAC to Issue a Credit Balance Refund to Wintek for the Amount of USF Contribution Overpayment and Waive any Interest or Penalties Arising from the Erroneous Form 499-Q.**

In the event that the Bureau finds good cause to grant a waiver of the 45-day revision deadline, the Bureau should direct USAC to retain an amount equal to Wintek's revised fourth quarter contribution and promptly issue a credit balance refund for the excess contribution amount already paid.

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<sup>12</sup> See *Peak In the Matter of Emergency Request for Review by Peak Commc'ns, Inc. of A Decision of the Universal Serv. Adm'r & Request for Waiver of Deadline for Filing Revisions to Fcc Form 499-Q*, 29 F.C.C. Rcd. 9668 ¶ 3, n. 9(2014).



USAC has the authority to refund overpayments by USF contributors. 47 C.F.R. § 54.713(a). Nothing in the Commission's rules requires that overpayments be treated as a credit toward future USF obligations, and USAC has an established process for one-time refunds at any time during the year if there is a credit balance on a contributor's account. Accordingly, the Bureau should direct USAC to issue a refund of the USF contribution payment made based on the erroneous April 2018 invoices and any subsequent overpayments made during the pendency of this waiver request. The interest and penalties will accrue only on the contribution amounts based on the revised FCC Form 499-Q, and only from the due date of April 2018 invoice.

#### **IV. Conclusion**

Wintek requests that the Bureau (1) waive the 45-day revision deadline to permit Wintek to file a revised February 2018 Form 499-Q ; (2) direct USAC to issue a refund to Wintek for the amount of USF contribution paid pursuant to the erroneous April 2018 invoices in excess of the contribution that should have been owed based on Wintek's accurate projected fourth quarter revenues; and (3) assess the interest and penalties, if any, only on the contribution amounts based on the revised FCC Form 499-Q, and only from the due date of April 2018 invoice.

Respectfully submitted,

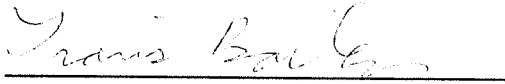
/s/ Miao Cheng

Miao Cheng (Atty No. 34539-53)  
 Thomas B. Parent (Atty No. 11283-79)  
 Stuart & Branigin LLP  
 300 Main St. Suite 900  
 P.O. Box 1010  
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[mic@stuartlaw.com](mailto:mic@stuartlaw.com)  
*Counsel for Wintek Corporation*  
*Attorneys Admitted in Indiana in Good*  
*Standing*

**Verification for Travis Bailey**

I, Travis Bailey, am the Chief Executive Officer of Wintek Corporation. I verify under penalty of perjury that the foregoing was prepared under my supervision and that the facts contained herein are true, complete, and correct to the best of my knowledge, information and belief.

Executed on July 3, 2018

A handwritten signature in cursive script, appearing to read "Travis Bailey", is written over a horizontal line.

Travis Bailey  
Chief Executive Officer of Wintek Corporation

**Exhibit A**



Wintek Corporation  
427 N 6th Street  
Lafayette, IN 47901

Tel: 765.742.8428  
Fax: 765.742.0646  
www.wintek.com

Universal Service Administrative Company  
700 12th Street, NW  
Suite 900  
Washington, DC 20005

April 27, 2018

Contact: Appeals Administration

Wintek Corporation is submitting an appeal regarding the Universal Service Administrative's invoice number UBDI0000972228 for our filer ID 826942 that was dated April 20, 2018.

When we received the invoice, we immediately new something was incorrect based on the Quarterly Contribution Base listed. We reviewed our February 1, 2018 filing of the 499Q for the period of October 1, 2017 through December 31, 2017. It was discovered that the Interstate Revenue that was filed for lines 119 and 120 were incorrect as this was our gross-billed revenue. The correct Interstate Revenue for lines 119 and 120 should have been \$20,850.

We are enclosing the original filing and a revised 499Q with our supporting documentation of how the figures were calculated. We are asking for an Hardship Forgiveness appeal for this error.

If any additional information is requested, please let us know. Either Cindy Bass or I can be reached at 765-742-8428.

Sincerely,

A handwritten signature in black ink, appearing to read 'Travis L. Bailey'.

Travis L. Bailey  
Chief Executive Officer  
tlb@wintek.com

INTERNET SERVICES  
FIBER OPTIC NETWORK  
CONSULTING  
NETWORKING PRODUCTS

Revised Filing

**FCC Form 499-Q Telecommunications Reporting Worksheet**  
 Quarterly Filing for Universal Service Contributors

&gt; Please read instructions before completing &lt;

 Approval by OMB  
 3060-0855

<b>Block 1: Contributor Identification Information</b>		101	Filer 499 ID	826942
102	Legal name of reporting entity	Wintek Corporation		
103	Filer's IRS employer identification number	35-1309497		
104	Name telecommunications provider is doing business as	Wintek Corporation		
105	Affiliated Filers Name/Holding Company Name <small>[All affiliated companies should show same name here. In most cases, the Affiliated Filers Name will be the holding company name.]</small>	Check if filer has no affiliates: <input checked="" type="checkbox"/>		
105.1	Affiliated Filers Name/Holding Company Name IRS employer identification number			
106	Filer's FCC Registration Number (FRN)	0017-3483-01		
107	Complete mailing address of reporting entity's corporate headquarters	Wintek Corporation 427 N 6th Street, Suite C, Lafayette IN 47901 United States		

<b>Block 2: Contact Information</b>				
108	Person who completed this worksheet	First Cindy	MI L	Last Bass
109	Telephone number of this person	( 765 ) - 742-8428	ext	
110	Fax number of this person	( 765 ) - 742-0646		
111	Email of this person	ap@wintek.com		
112	Billing address and billing contact person: [Bills for Universal Service contributions will be sent to this address.]	Cindy Bass Wintek Corporation Lafayette IN 47901 United States ap@wintek.com 765 742-8428 765 742-0646		

<b>Block 3: Contributor Historical and Projected Revenue Information</b>				
113	Indicate which quarterly filing this represents	<input type="checkbox"/> November 1, 2017 <input checked="" type="checkbox"/> February 1, 2018 <input type="checkbox"/> May 1, 2018 <input type="checkbox"/> August 1, 2018	Historical revenues (lines 115-118) for July 1 - September 30, 2017 October 1 - December 31, 2017 January 1 - March 31, 2018 April 1 - June 30, 2018	Projected revenues (lines 119-120) for January 1 - March 31, 2018 April 1 - June 30, 2018 July 1 - September 30, 2018 October 1 - December 31, 2018

 114 Check if using safe harbor to allocate interstate/intrastate revenues for each of the following (as applicable):  
 Cellular & broadband PCS: ☐ Paging: ☐ Analog SMR: ☐ Interconnected VoIP: ☐

Historical billed revenues with no allowance or deductions for uncollectibles. See Instructions.	Total Revenues (a)	Interstate Revenues (b)	International Revenues (c)
115 Telecommunications provided to other universal service contributors for resale as telecommunications or as or as interconnected VoIP.	\$21,745.00	\$0.00	\$0.00
116 End-user telecommunications revenues including any pass-through charges for universal service contributions, but excluding international-to-international revenues	\$1,303,079.40	\$20,850.00	\$0.00
117 All other goods and services	\$413,950.54	Column (b) and (c) not requested for Lines 117 and 118	
118 Gross-billed revenues from all sources [sum of above]	\$1,738,774.94		
119 Projected gross-billed end-user interstate and international telecommunications revenues including any pass-through charges for universal service contributions, but excluding international-to-international revenues		\$20,850.00	\$0.00
120 Projected collected end-user interstate and international telecommunications revenues including any pass-through charges for universal service contributions, but excluding international-to-international revenues		\$20,850.00	\$0.00

**Block 4: CERTIFICATION: to be signed by an officer of the reporting entity**
 121 I certify that the revenue data contained herein are privileged and confidential and that public disclosure of such information would likely cause substantial harm to the competitive position of the company. I request nondisclosure of the revenue information contained herein pursuant to sections 0.459, 52.17, 54.711 and 64.604 of the Commission's Rules. ☒

I certify that I am an officer of the above-named reporting entity, that I have examined the foregoing report and to the best of my knowledge, information and belief, all statements of fact contained in this Worksheet are true, that said Worksheet is an accurate statement of the affairs of the above-named company for the quarter and that the projections of gross-billed and collected revenues represent a good-faith estimate based on company procedures and policies.

122	Signature	
123	Printed name of officer	First MI Last
124	Position with reporting entity	
125	Email of officer (Required if available)	
126	Date	
127	This filing is:	<input type="checkbox"/> Original filing <input checked="" type="checkbox"/> Revised filing [revisions due within 45 days of original filing deadline]

 Do not mail checks with this form. Send this form to: Form 499 Data Collection Agent c/o USAC 700 12th Street, N.W. Suite 900 Washington DC 20005  
 For additional information regarding this worksheet contact: Telecommunications Reporting Worksheet Info: (888)641-8722 or via e-mail: Form499@universalservice.org

PERSONS WILLFULLY MAKING FALSE STATEMENTS IN THE WORKSHEET CAN BE PUNISHED BY FINE OR IMPRISONMENT UNDER TITLE 18 OF THE UNITED STATES CODE, 18 U.S.C. §1001

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<http://forms.universalservice.org>

FCC Form 499-Q/January 2018

## FCC Form 499-Q Telecommunications Reporting Worksheet

Approval by OMB

Quarterly Filing for Universal Service Contributors

&gt; Please read instructions before completing &lt;

3060-0855

## Block 1: Contributor Identification Information

101

Filer 499 ID

826942

102	Legal name of reporting entity	Wintek Corporation
103	Filer's IRS employer identification number	35-1309497
104	Name telecommunications provider is doing business as	Wintek Corporation
105	Affiliated Filers Name/Holding Company Name <small>[All affiliated companies should show same name here. In most cases, the Affiliated Filers Name will be the holding company name.]</small>	Check if filer has no affiliates: <input checked="" type="checkbox"/>
105.1	Affiliated Filers Name/Holding Company Name IRS employer identification number	
106	Filer's FCC Registration Number (FRN)	0017-3483-01
107	Complete mailing address of reporting entity's corporate headquarters	Wintek Corporation 427 N 6th Street, Suite C, Lafayette IN 47901 United States

## Block 2: Contact Information

108	Person who completed this worksheet	First Cindy	MI L	Last Bass
109	Telephone number of this person	( 765 ) - 742-8428	ext	
110	Fax number of this person	( 765 ) - 742-0646		
111	Email of this person	ap@wintek.com		
112	Billing address and billing contact person: <small>[Bills for Universal Service contributions will be sent to this address.]</small>	Cindy Bass Wintek Corporation Lafayette IN 47901 ap@wintek.com	427 N 6th Street, Suite C United States 765 742-8428	765 742-0646

## Block 3: Contributor Historical and Projected Revenue Information

113	Indicate which quarterly filing this represents	<input type="checkbox"/> November 1, 2017	<input checked="" type="checkbox"/> February 1, 2018	<input type="checkbox"/> May 1, 2018	<input type="checkbox"/> August 1, 2018	<u>Filing due</u>	<u>Historical revenues (lines 115-118) for</u>	<u>Projected revenues (lines 119-120) for</u>
						July 1 - September 30, 2017	October 1 - December 31, 2017	January 1 - March 31, 2018
						January 1 - March 31, 2018	April 1 - June 30, 2018	July 1 - September 30, 2018
						April 1 - June 30, 2018	October 1 - December 31, 2018	
114	Check if using safe harbor to allocate interstate/intrastate revenues for each of the following (as applicable): Cellular & broadband PCS: <input type="checkbox"/> Paging: <input type="checkbox"/> Analog SMR: <input type="checkbox"/> Interconnected VoIP: <input type="checkbox"/>							
Historical billed revenues with no allowance or deductions for uncollectibles. See Instructions.		Total Revenues (a)		Interstate Revenues (b)		International Revenues (c)		
115	Telecommunications provided to other universal service contributors for resale as telecommunications or as or as interconnected VoIP.	\$132,824.40		\$0.00		\$0.00		
116	End-user telecommunications revenues including any pass-through charges for universal service contributions, but excluding international-to-international revenues	\$0.00		\$0.00		\$0.00		
117	All other goods and services	\$1,605,950.54		Column (b) and (c) not requested for Lines 117 and 118				
118	Gross-billed revenues from all sources [sum of above]	\$1,738,774.94						
119	Projected gross-billed end-user interstate and international telecommunications revenues including any pass-through charges for universal service contributions, but excluding international-to-international revenues			\$1,738,774.94		\$0.00		
120	Projected collected end-user interstate and international telecommunications revenues including any pass-through charges for universal service contributions, but excluding international-to-international revenues			\$1,738,774.94		\$0.00		

## Block 4: CERTIFICATION: to be signed by an officer of the reporting entity

121 I certify that the revenue data contained herein are privileged and confidential and that public disclosure of such information would likely cause substantial harm to the competitive position of the company. I request nondisclosure of the revenue information contained herein pursuant to sections 0.459, 52.17, 54.711 and 64.604 of the Commission's Rules. ☐

I certify that I am an officer of the above-named reporting entity, that I have examined the foregoing report and to the best of my knowledge, information and belief, all statements of fact contained in this Worksheet are true, that said Worksheet is an accurate statement of the affairs of the above-named company for the quarter and that the projections of gross-billed and collected revenues represent a good-faith estimate based on company procedures and policies.

122	Signature	First	MI	Last
123	Printed name of officer			
124	Position with reporting entity			
125	Email of officer (Required if available)			
126	Date			
127	This filing is:	<input checked="" type="checkbox"/> Original filing <input type="checkbox"/> Revised filing [revisions due within 45 days of original filing deadline]		

Do not mail checks with this form. Send this form to: Form 499 Data Collection Agent c/o USAC 700 12th Street, N.W. Suite 900 Washington DC 20005  
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PERSONS WILLFULLY MAKING FALSE STATEMENTS IN THE WORKSHEET CAN BE PUNISHED BY FINE OR IMPRISONMENT UNDER TITLE 18 OF THE UNITED STATES CODE, 18 U.S.C. §1001

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FCC Form 499-Q January 2018

	Total Revenues (a)		Interstate Revenue (b)		International Revenues (c)
Acct 3225 (P&L)					
<b>Line 115 (a)</b>	\$ 21,745.00		0		
Acct 3100-3220	\$ 1,222,649.26				
Acct 3230-3250	\$ 80,430.14	Acct 3215	\$ 20,850.00		
<b>Line 116</b>	<b>\$ 1,303,079.40</b>	<b>Line 116</b>	<b>\$ 20,850.00</b>	<b>Line 116</b>	\$ -
Acct 3300-3800	\$ 413,950.54				
<b>Line 117</b>	<b>\$ 413,950.54</b>				
<b>Line 118</b>	<b>\$ 1,738,774.94</b>				
(Sum of Above)					

Acct	Wintek P&L
3100	\$ 36.00
3115	\$ 423,679.40
3120	\$ 120,059.90
3125	\$ 750.00
3140	\$ 109,674.50
3145	\$ 8,251.00
3150	\$ 4,701.07
3155	\$ 9,341.20
3170	\$ 6,941.51
3175	\$ (300.00)
3200	\$ 110,489.00
3205	\$ 276.60
3210	\$ 281,174.00
3215	\$ 20,850.00
3220	\$ 126,725.08
	<u>\$ 1,222,649.26</u>
3230	\$ 2,606.82
3240	\$ 74,418.58
3250	\$ 3,404.74
	<u>\$ 80,430.14</u>
	<b>\$ 1,303,079.40</b>

Acct	Wintek P&L
3300	\$ 4,970.00
3310	\$ 41,720.31
3400	\$ 300.00
3420	\$ 320,483.44
3440	\$ 365.99
3450	\$ 900.00
3615	\$ 7,000.00
3610	\$ 21,950.00
3620	\$ 225.00
3700	\$ 12,846.58
3710	\$ 1,089.22
3800	\$ 2,100.00
	<u>\$ 413,950.54</u>

3:04 PM

01/18/18

Accrual Basis

**Wintek Corporation**  
**Profit & Loss**  
October through December 2017

Oct - Dec 17

**Ordinary Income/Expense****Income**

3100 · Internet Access - Cable	36.00
3115 · Internet Access-Fiber Bus	423,679.40
3120 · Internet Access- Fiber-FTTH	120,059.90
3125 · Internet Access Other	750.00
3140 · Internet/Colocation	109,674.50
3145 · Internet/Web Hosting	8,251.00
3150 · Domain Registration & DNS	4,701.07
3155 · Email Filtering	9,341.20
3170 · Internet/VoIP/SIP Commissions	6,941.51
3175 · Cross Connect	-300.00
3200 · Transport--Dark Fiber (418.3)	110,489.00
3205 · USF Fees	276.60
3210 · Transport--Lit Fiber (406A)	281,174.00
3215 · Transport--Lit Fiber (406D)	20,850.00
3220 · Transport--Lit Fiber (418.3)	126,725.08
3225 · Transport--Lit Fiber (305.1)	21,745.00
3230 · Transport--Other	2,606.82
3240 · Construction--Fiber	74,418.58
3250 · Maintenance--Fiber	3,404.74
3300 · Barracuda Maintenance	4,970.00
3310 · Maintenance (such as SMARTnet)	41,720.31
3400 · Hardware Sales-APC	300.00
3420 · Hardware Sales-Cisco	320,483.44
3440 · Hardware Sales-Misc	365.99
3450 · Equipment Rental	900.00
3610 · Labor-Consulting	
3615 · Public Wi-Fi Events	7,000.00
3610 · Labor-Consulting - Other	21,950.00
<b>Total 3610 · Labor-Consulting</b>	<b>28,950.00</b>
3620 · ISP - Labor	225.00
3700 · Misc	12,846.58
3710 · Shipping Charges	1,089.22
3800 · Rent Income	2,100.00

**Total Income** **1,738,774.94**

**Cost of Goods Sold**

4100 · Cable Feed Costs	85.00
4125 · Internet Access over Other	1,128.16
4128 · Internet Access Upstream	68,330.95
4130 · Colocation	7,235.81
4140 · Domain Name Registration	2,577.30
4200 · Fiber Transport/Connection-Dark	64,991.01
4205 · USF Fee	4,765.71
4210 · Fiber Trans/Connection Lit 406A	68,001.00
4220 · Fiber Transport/Connection-Lit	105,490.04
4230 · Transport/Other	61,971.36
4240 · Fiber Materials and Labor	60,141.12
4250 · Fiber Maintenance	25,760.01
4400 · APC Equipment	244.79
4410 · Barracuda Equipment	3,930.74
4420 · Cisco Equipment	297,449.86
4440 · Other Equipment	229.04
4510 · Equipment Purchases	77,315.85
4610 · Depreciation, Equip	88,716.41
4620 · Amortization, Fiber PPD Lease	67,717.37
4630 · Amortization, Netlink Investment	950.00
4640 · Depreciation, Fiber	122.82
4710 · Freight	2,327.61
4999 · Revenue	-7,012.50

**Total COGS** **1,002,469.46**



3:04 PM  
01/18/18  
Accrual Basis

**Wintek Corporation**  
**Profit & Loss**  
October through December 2017

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	Oct - Dec 17
<b>Gross Profit</b>	736,305.48
<b>Expense</b>	
5110 · Wages	252,726.76
5120 · 401K Benefit	12,907.27
5125 · FICA	18,356.42
5130 · UC Taxes	125.93
5140 · Employee Insurance	36,846.36
5145 · Other Payroll Expenses	596.35
5150 · LTD Employee Earning	1,328.50
5155 · HSA Employee Earning	23,140.00
5160 · Owners Insurance	6,769.08
5170 · Continuing Education	484.42
5210 · Rent	85,500.00
5220 · Utilities	24,738.65
5230 · Telephone	7,216.03
5240 · Insurance	8,542.51
5260 · Repairs and Maintenance	24,204.59
5270 · Real Estate Taxes	26,640.11
5280 · Depreciation, Improvements	4,760.10
5410 · Personal Property Taxes	11,365.18
5420 · State Sales Tax	11,481.55
5510 · Office Equipment	251.00
5520 · Leased Equipment Interest	176.49
5530 · Depreciation, Equipment	1,889.78
5905 · Marketing	9,201.19
5910 · Advertising	14,979.57
5915 · Charitable Contributions	15,900.50
5920 · Dues, Subscriptions and Books	909.95
5925 · Vehicle Expense	260.12
5930 · Coffee, Food & Functions (100%)	9,309.10
5935 · Entertainment, Food, Bev (50%)	546.13
5940 · Travel	2,653.26
5945 · Office Supplies	11,357.99
5950 · Postage	251.17
5955 · Prof Fees & Subcontracting	25,360.46
5960 · Shipping	486.30
5965 · Other Insurance	398.00
5970 · Service Charges	12,295.30
5975 · Interest	8,738.69
5980 · Bad Debts	170.90
5990 · Misc. Expenses	460.00
5995 · Software	5,729.70
66000 · Payroll Expenses	70.00
<b>Total Expense</b>	679,125.41
<b>Net Ordinary Income</b>	57,180.07
<b>Other Income/Expense</b>	
Other Income	
6000 · Sales Tax Allowance	118.68
<b>Total Other Income</b>	118.68
<b>Net Other Income</b>	118.68
<b>Net Income</b>	<u>57,298.75</u>



Universal Service  
Administrative Co.

Filer 499 ID: 826942  
Invoice Number: UBDI0000972228  
Statement Date: 04/20/2018  
New Balance: \$ 89,977.03  
Payment Due Date: 05/15/2018  
Amount Enclosed:

Wintek Corporation  
Attention: Cindy Bass  
Wintek Corporation, 427 N 6th Street, Suite C  
Lafayette, IN, 47901

Mail Payment To:

Universal Service Administrative Company  
PO Box 105056  
Atlanta, GA 30348-5056

Address Change? See reverse side for instructions.

If paying for multiple Filer 499 IDs, please check  
here and complete form on back.

Send top portion of statement with payment in enclosed envelope. Keep bottom portion for your records.

ACCOUNT STATUS

- Account is in good standing.

STATEMENT OF ACCOUNT

Date	Description	Charges	Credits
	Previous Balance		\$0.00
04/13/2018	Support Mechanism Charges	\$89,977.03	
TOTAL OUTSTANDING USAC BALANCE AS OF 4/13/2018		\$89,977.03	

Transactions occurring after 04/13/2018 are not reflected on this statement.

Under the Debt Collection Improvement Act of 1996 (Pub. L. 104-134) (DCIA), your BALANCE DUE is a demand that you pay a DEBT owed to the United States on or before the DUE DATE. If the DUE DATE is non-business day, payment must be received the business day before that date. Any portion of the DEBT unpaid after the DUE DATE is a DELINQUENT DEBT, which may result in sanctions, including interest, penalties, and administrative charges. Failure to file a Telecommunications Worksheet may result in a late filing fee DEBT added to your BALANCE DUE. Read the reverse of this Invoice for important information about those sanctions and your legal rights and obligations.

Statement Date

04/20/2018

Invoice Number

UBDI0000972228

Filer 499 ID

826942

Balance Due USAC

\$ 89,977.03

FORM 499Q DATA

This month's support mechanism charges were calculated using an FCC contribution factor of 0.184000 and the following revenue data:

February 2018 499Q

120b \$1,738,774.94

120c \$0.00

If the figures do not correspond with your records, please contact USAC Customer Service at 888-641-8722

PAYMENT INFORMATION

All payments received (regardless of specific instructions) will be applied to your outstanding USAC balance in historical order as outlined in FCC order 07-150.

Please remit ACH payments in a CCD+ format to ABA #071000039, Account #5590045653.

All Wire Transfers should be sent to ABA #026009593, DDA (or Account) #5590045653.

Payments must include your Company Name, Filer 499 ID, and Invoice Number to ensure timely posting.



# Universal Service Administrative Co.

Filer 499 ID: 826942  
Invoice Number: UBDI0000972228  
Statement Date: 04/20/2018

## DETAILED SUMMARY OF CHARGES AND CREDITS

### SUPPORT MECHANISM CHARGES

Your monthly support mechanism charges were calculated according to the following formulas:

#### Quarterly Contribution Base

The quarterly contribution base is a portion of your quarterly revenue that USAC considers when determining your quarterly Universal Service Fund contribution. The quarterly contribution base equals your interstate plus international revenue. Your current quarterly contribution base equals:

$$\frac{\$ 1,738,774.94}{\text{Interstate Revenue (Line 120B)}} + \frac{\$ 0.00}{\text{International Revenue (Line 120C)}} = \frac{\$ 1,738,774.94}{\text{Quarterly Contribution Base}}$$

#### Adjusted Quarterly Contribution

USAC adjusts carriers' quarterly contribution bases by the amount that they are expected to contribute in that quarter. The calculation for an adjusted contribution amount is as follows, and takes into account the circularity deduction:

$$\begin{aligned} & \frac{\$ 1,738,774.94}{\text{Quarterly Contribution Base}} \times \frac{0.184000}{\text{FCC Contribution Factor}} = \frac{\$ 319,934.59}{\text{Unadjusted Contribution}} \\ & \frac{\$ 319,934.59}{\text{Unadjusted Contribution}} - \left( \frac{\$ 319,934.59}{\text{Unadjusted Contribution}} \times \frac{0.156293}{\text{FCC Circularity Factor}} \right) = \frac{\$ 269,931.05}{\text{Adjusted Contribution}} \end{aligned}$$

#### De Minimis Eligibility

Carriers whose expected annual contribution is less than \$10,000 are considered de minimis and are exempted from paying into the Universal Service Fund. To be exempt, a carrier must meet the de minimis criteria on both the current 499A and 499Q forms.

You meet the de minimis criteria on neither the 499A or the current 499Q. Therefore, you are not eligible for the de minimis exemption during the current quarter.

Your eligibility was calculated using the contribution factors established by the FCC for determining de minimis status on each form:

499A:

$$\frac{\$ 80,700.00}{\text{499A Contribution Base}} \times \frac{0.164000}{\text{FCC Estimated Annual Factor}} = \frac{\$ 13,234.80}{\text{Estimated 499A Contribution}}$$

499Q:

$$\frac{\$ 269,931.05}{\text{Adjusted Contribution}} \times 4 = \frac{\$ 1,079,724.21}{\text{Estimated 499Q Contribution}}$$

For more information on the FCC estimated annual factor, please see the Form 499A Instructions. For more information on the current FCC contribution factor, visit the FCC website at [www.fcc.gov](http://www.fcc.gov).

#### Support Mechanism Charges

Your total monthly contribution is determined by multiplying one-third of your adjusted quarterly contribution base by the current quarter's FCC contribution factor.

$$\frac{1}{3} \times \frac{\$ 269,931.05}{\text{Adjusted Quarterly Contribution}} = \frac{\$ 89,977.02}{\text{Total Monthly Contribution}}$$

## **IMPORTANT LEGAL INFORMATION ABOUT YOUR ACCOUNT AND YOUR RIGHTS AND OBLIGATIONS**

- 1. DEMAND FOR PAYMENT, DUE DATE & DELINQUENCY.** Under 31 U.S.C. § 3701, C.F.R. § 901.2 and 47 C.F.R. § 1.1911, this is a First Demand for Payment of your **BALANCE DUE**, which is a DEBT owed to the United States. Any portion of that amount unpaid after the **PAYMENT DUE DATE** (i.e., the **DATE OF DELINQUENCY**) is a **DELINQUENT DEBT** for which USAC and the FCC may take **COLLECTION ACTION** against you as a **DELINQUENT DEBTOR**. Under 31 U.S.C. § 3717, we will assess interest, penalties and administrative charges (below), from the **DATE OF DELINQUENCY**, and if the DEBT remains delinquent, we will refer the matter to the Secretary of the Treasury ("Treasury") or the Department of Justice ("Justice"). **COLLECTION ACTION** may also include judicial enforcement by Justice and/or administrative action by the FCC or Treasury, e.g.: administrative offset, denial of certain federal benefits, and/or referral to private collection attorneys, any or all of which may incur additional charges. Under 31 U.S.C. § 3716, the United States may collect the debt by administrative offset. In addition, the USAC and the FCC will withhold action on any pending application (Red Light) made by a **DELINQUENT DEBTOR**, and the delinquency will be reported to credit-reporting agencies. You may learn more about the DCIA by reading 31 U.S.C. §§ 3701, 3711, 3716, 3717, and 3720B, the Federal Claims Collection Standards (e.g., 31 C.F.R. § 900.1, *et seq.*), and 47 C.F.R. § 1.1901, *et seq.* For more information, go to: <http://usac.org/cont/late-payments/default>.
- 2. RECORD REVIEW AND APPEALS.** If you believe the amount of the **BALANCE DUE** is in error, you may ask to inspect, or for USAC to review, the records relevant to this invoice, by submitting, **within 15 calendar days of this invoice date**, a written request for inspection or review specifying the nature of the error(s) to **CUSTOMER SUPPORT**. If you wish to appeal this invoice, you may file an appeal within 60 calendar days of the statement date on the invoice pursuant to the requirements of 47 C.F.R. Part 54, Subpart I. Detailed instructions for filing appeals are available at <http://www.usac.org/cont/about/program-integrity/appeals.aspx>.
- 3. PAYMENT PLAN.** If you are unable to pay the **BALANCE DUE** in full, you may request a written payment plan agreement, the terms of which will require interest and administrative charges. Go to [www.usac.org/pay](http://www.usac.org/pay) for more information.
- 4. CONSEQUENCES IF YOU DO NOT PAY THE FULL BALANCE DUE.** A failure to submit payment may result in sanctions, including, but not limited to, administrative or judicial proceedings to recover the **DELINQUENT DEBT**, and all accrued administrative charges, penalties, and interest, as set forth below.  
**INTEREST, PENALTIES, AND CHARGES.** Interest at the annual rate equal to the U.S. prime rate as of the **DATE OF DELINQUENCY** plus 3.5 percent accrues from that **DATE** until the **DEBT** is paid in full. This interest rate incorporates administrative charges of collection pursuant to 47 C.F.R. § 54.713. Moreover, a penalty of 6 percent a year accrues on any part of the **DEBT** that is more than 90 days **DELINQUENT**. If the **DEBT** remains unpaid, the full amount of the **DELINQUENT DEBT**, plus accrued interest and penalties, may be transferred to the Treasury or Justice for **COLLECTION ACTION**, and you will be required to pay the administrative costs of processing and handling a **DELINQUENT DEBT** as set by the Treasury (currently 28 percent of the debt). These requirements are set out at 31 U.S.C. § 3717. For more information, go to: <http://usac.org/cont/late-payments/default.aspx>.
- 5. LATE FILING FEES FOR INCOMPLETE OR LATE-FILED WORKSHEETS.** Telecommunications Reporting Worksheet (Worksheet) FCC Forms 499-Q or 499-A must be received on Feb 1, Apr 1 (499-A), May 1, Aug 1, and Nov 1. A Worksheet not received when due is **DELINQUENT**, and if more than 30 days **DELINQUENT**, USAC will assess a **LATE FILING FEE** equal to the greater of \$100 per month or an amount computed using the rate of the U.S. prime rate (in effect on the date the applicable Worksheet is due) plus 3.5 percent applied to the amount due per an invoice calculated by USAC. The **LATE FILING FEE** will be included in the **BALANCE DUE**. Any portion of the **LATE**

**FILING FEE** unpaid after the **DUE DATE** will be **DELINQUENT** and subject to DCIA procedures discussed above, including **INTEREST, PENALTIES, and CHARGES**. For more information, go to: <http://usac.org/cont/payers/understanding-my-invoice/late-filing-sanction.aspx>.

If you fail to file your Worksheet and to pay your contribution, interest will accrue on the greater amount due from the earliest date of the failure to file or to pay your contribution.

### **How to Make Payments**

Go to [www.usac.org/pay](http://www.usac.org/pay) to make a payment.

### **Change of Invoice Billing Address**

To change your USAC invoice billing address, log in to E-File (<https://efile.universalservice.org>) and submit a revised 499Q or 499A form for any open period filing with updated billing address.

**CUSTOMER SUPPORT** will respond to matters involving:

- Universal Service Fund invoices (including change of address and errors) and payments;
- USAC disbursements (remittances, checks and ACHs);
- FCC Form 498 or SPIN issues; and
- FCC Form 499 and revenue reporting issues.

Contact **CUSTOMER SUPPORT** at:

USAC Billing and Disbursement  
700 12<sup>th</sup> Street, NW  
Suite 900  
Washington, DC 20005

Phone: (888) 641-8722  
Fax: (888) 637-6226  
E-mail: [customersupport@usac.org](mailto:customersupport@usac.org)  
Web: [www.usac.org](http://www.usac.org)



Universal Service  
Administrative Co.

Filer 499 ID: 826942  
Invoice Number: UBDI0000972228  
Statement Date: 04/20/2018  
New Balance: \$ 89,977.03  
Payment Due Date: 05/15/2018  
Amount Enclosed:

Wintek Corporation  
Attention: Cindy Bass  
Wintek Corporation, 427 N 6th Street, Suite C  
Lafayette, IN, 47901

Mail Payment To:

Universal Service Administrative Company  
PO Box 105056  
Atlanta, GA 30348-5056

Address Change? See reverse side for instructions.

☐ If paying for multiple Filer 499 IDs, please check here and complete form on back.

Send top portion of statement with payment in enclosed envelope. Keep bottom portion for your records.

ACCOUNT STATUS

- Account is in good standing.

STATEMENT OF ACCOUNT

Date	Description	Charges	Credits
	Previous Balance		\$0.00
04/13/2018	Support Mechanism Charges	\$89,977.03	
TOTAL OUTSTANDING USAC BALANCE AS OF 4/13/2018		\$89,977.03	

Transactions occurring after 04/13/2018 are not reflected on this statement.

Under the Debt Collection Improvement Act of 1996 (Pub. L. 104-134) (DCIA), your BALANCE DUE is a demand that you pay a DEBT owed to the United States on or before the DUE DATE. If the DUE DATE is non-business day, payment must be received the business day before that date. Any portion of the DEBT unpaid after the DUE DATE is a DELINQUENT DEBT, which may result in sanctions, including interest, penalties, and administrative charges. Failure to file a Telecommunications Worksheet may result in a late filing fee DEBT added to your BALANCE DUE. Read the reverse of this Invoice for important information about those sanctions and your legal rights and obligations.

Statement Date	Invoice Number	Filer 499 ID	Balance Due USAC
04/20/2018	UBDI0000972228	826942	\$ 89,977.03

**FORM 499Q DATA**

This month's support mechanism charges were calculated using an FCC contribution factor of 0.184000 and the following revenue data:

February 2018 499Q	
120b	\$1,738,774.94
120c	\$0.00

If the figures do not correspond with your records, please contact USAC Customer Service at 888-641-8722

**PAYMENT INFORMATION**

All payments received (regardless of specific instructions) will be applied to your outstanding USAC balance in historical order as outlined in FCC order 07-150.

Please remit ACH payments in a CCD+ format to ABA #071000039, Account #5590045653.

All Wire Transfers should be sent to ABA #026009593, DDA (or Account) #5590045653.

Payments must include your Company Name, Filer 499 ID, and Invoice Number to ensure timely posting.

## **IMPORTANT LEGAL INFORMATION ABOUT YOUR ACCOUNT AND YOUR RIGHTS AND OBLIGATIONS**

1. **DEMAND FOR PAYMENT, DUE DATE & DELINQUENCY.** Under 31 U.S.C. § 3701, C.F.R. § 901.2 and 47 C.F.R. § 1.1911, this is a First Demand for Payment of your **BALANCE DUE**, which is a DEBT owed to the United States. Any portion of that amount unpaid after the PAYMENT DUE DATE (*i.e.*, the DATE OF DELINQUENCY) is a DELINQUENT DEBT for which USAC and the FCC may take COLLECTION ACTION against you as a DELINQUENT DEBTOR. Under 31 U.S.C. § 3717, we will assess interest, penalties and administrative charges (below), from the DATE OF DELINQUENCY, and if the DEBT remains delinquent, we will refer the matter to the Secretary of the Treasury ("Treasury") or the Department of Justice ("Justice"). COLLECTION ACTION may also include judicial enforcement by Justice and/or administrative action by the FCC or Treasury, *e.g.*: administrative offset, denial of certain federal benefits, and/or referral to private collection attorneys, any or all of which may incur additional charges. Under 31 U.S.C. § 3716, the United States may collect the debt by administrative offset. In addition, the USAC and the FCC will withhold action on any pending application (Red Light) made by a DELINQUENT DEBTOR, and the delinquency will be reported to credit-reporting agencies. You may learn more about the DCIA by reading 31 U.S.C. §§ 3701, 3711, 3716, 3717, and 3720B, the Federal Claims Collection Standards (*e.g.*, 31 C.F.R. § 900.1, *et seq.*), and 47 C.F.R. § 1.1901, *et seq.* For more information, go to: <http://usac.org/cont/late-payments/default>.

2. **RECORD REVIEW AND APPEALS.** If you believe the amount of the BALANCE DUE is in error, you may ask to inspect, or for USAC to review, the records relevant to this invoice, by submitting, **within 15 calendar days of this invoice date**, a written request for inspection or review specifying the nature of the error(s) to CUSTOMER SUPPORT. If you wish to appeal this invoice, you may file an appeal within 60 calendar days of the statement date on the invoice pursuant to the requirements of 47 C.F.R. Part 54, Subpart I. Detailed instructions for filing appeals are available at <http://www.usac.org/cont/about/program-integrity/appeals.aspx>.

3. **PAYMENT PLAN.** If you are unable to pay the BALANCE DUE in full, you may request a written payment plan agreement, the terms of which will require interest and administrative charges. Go to [www.usac.org/pay](http://www.usac.org/pay) for more information.

4. **CONSEQUENCES IF YOU DO NOT PAY THE FULL BALANCE DUE.** A failure to submit payment may result in sanctions, including, but not limited to, administrative or judicial proceedings to recover the DELINQUENT DEBT, and all accrued administrative charges, penalties, and interest, as set forth below.

**INTEREST, PENALTIES, AND CHARGES.** Interest at the annual rate equal to the U.S. prime rate as of the DATE OF DELINQUENCY plus 3.5 percent accrues from that DATE until the DEBT is paid in full. This interest rate incorporates administrative charges of collection pursuant to 47 C.F.R. § 54.713. Moreover, a penalty of 6 percent a year accrues on any part of the DEBT that is more than 90 days DELINQUENT. If the DEBT remains unpaid, the full amount of the DELINQUENT DEBT, plus accrued interest and penalties, may be transferred to the Treasury or Justice for COLLECTION ACTION, and you will be required to pay the administrative costs of processing and handling a DELINQUENT DEBT as set by the Treasury (currently 28 percent of the debt). These requirements are set out at 31 U.S.C. § 3717. For more information, go to: <http://usac.org/cont/late-payments/default.aspx>.

5. **LATE FILING FEES FOR INCOMPLETE OR LATE-FILED WORKSHEETS.** Telecommunications Reporting Worksheet (Worksheet) FCC Forms 499-Q or 499-A must be received on Feb 1, Apr 1 (499-A), May 1, Aug 1, and Nov 1. A Worksheet not received when due is DELINQUENT, and if more than 30 days DELINQUENT, USAC will assess a LATE FILING FEE equal to the greater of \$100 per month or an amount computed using the rate of the U.S. prime rate (in effect on the date the applicable Worksheet is due) plus 3.5 percent applied to the amount due per an invoice calculated by USAC. The LATE FILING FEE will be included in the BALANCE DUE. Any portion of the LATE

FILING FEE unpaid after the DUE DATE will be DELINQUENT and subject to DCIA procedures discussed above, including INTEREST, PENALTIES, and CHARGES. For more information, go to: <http://usac.org/cont/payers/understanding-my-invoice/late-filing-sanction.aspx>.

If you fail to file your Worksheet and to pay your contribution, interest will accrue on the greater amount due from the earliest date of the failure to file or to pay your contribution.

### **How to Make Payments**

Go to [www.usac.org/pay](http://www.usac.org/pay) to make a payment.

### **Change of Invoice Billing Address**

To change your USAC invoice billing address, log in to E-File (<https://efile.universalservice.org>) and submit a revised 499Q or 499A form for any open period filing with updated billing address.

**CUSTOMER SUPPORT** will respond to matters involving:

- Universal Service Fund invoices (including change of address and errors) and payments;
- USAC disbursements (remittances, checks and ACHs);
- FCC Form 498 or SPIN issues; and
- FCC Form 499 and revenue reporting issues.

Contact **CUSTOMER SUPPORT** at:

USAC Billing and Disbursement  
700 12<sup>th</sup> Street, NW  
Suite 900  
Washington, DC 20005

Phone: (888) 641-8722  
Fax: (888) 637-6226  
E-mail: [customersupport@usac.org](mailto:customersupport@usac.org)  
Web: [www.usac.org](http://www.usac.org)



# Universal Service Administrative Co.

Filer 499 ID: 826942  
Invoice Number: UBDI0000972228  
Statement Date: 04/20/2018

## DETAILED SUMMARY OF CHARGES AND CREDITS

### SUPPORT MECHANISM CHARGES

Your monthly support mechanism charges were calculated according to the following formulas:

#### Quarterly Contribution Base

The quarterly contribution base is a portion of your quarterly revenue that USAC considers when determining your quarterly Universal Service Fund contribution. The quarterly contribution base equals your interstate plus international revenue. Your current quarterly contribution base equals:

$$\frac{\$ 1,738,774.94}{\text{Interstate Revenue (Line 120B)}} + \frac{\$ 0.00}{\text{International Revenue (Line 120C)}} = \frac{\$ 1,738,774.94}{\text{Quarterly Contribution Base}}$$

#### Adjusted Quarterly Contribution

USAC adjusts carriers' quarterly contribution bases by the amount that they are expected to contribute in that quarter. The calculation for an adjusted contribution amount is as follows, and takes into account the circularity deduction:

$$\frac{\$ 1,738,774.94}{\text{Quarterly Contribution Base}} * \frac{0.184000}{\text{FCC Contribution Factor}} = \frac{\$ 319,934.59}{\text{Unadjusted Contribution}}$$

$$\frac{\$ 319,934.59}{\text{Unadjusted Contribution}} - \left( \frac{\$ 319,934.59}{\text{Unadjusted Contribution}} * \frac{0.156293}{\text{FCC Circularity Factor}} \right) = \frac{\$ 269,931.05}{\text{Adjusted Contribution}}$$

#### De Minimis Eligibility

Carriers whose expected annual contribution is less than \$10,000 are considered de minimis and are exempted from paying into the Universal Service Fund. To be exempt, a carrier must meet the de minimis criteria on both the current 499A and 499Q forms.

You meet the de minimis criteria on neither the 499A or the current 499Q. Therefore, you are not eligible for the de minimis exemption during the current quarter.

Your eligibility was calculated using the contribution factors established by the FCC for determining de minimis status on each form:

#### 499A:

$$\frac{\$ 80,700.00}{\text{499A Contribution Base}} * \frac{0.164000}{\text{FCC Estimated Annual Factor}} = \frac{\$ 13,234.80}{\text{Estimated 499A Contribution}}$$

#### 499Q:

$$\frac{\$ 269,931.05}{\text{Adjusted Contribution}} * 4 = \frac{\$ 1,079,724.21}{\text{Estimated 499Q Contribution}}$$

For more information on the FCC estimated annual factor, please see the Form 499A Instructions. For more information on the current FCC contribution factor, visit the FCC website at [www.fcc.gov](http://www.fcc.gov).

#### Support Mechanism Charges

Your total monthly contribution is determined by multiplying one-third of your adjusted quarterly contribution base by the current quarter's FCC contribution factor.

$$\frac{1}{3} * \frac{\$ 269,931.05}{\text{Adjusted Quarterly Contribution}} = \frac{\$ 89,977.02}{\text{Total Monthly Contribution}}$$



**Filer 499 ID:** 826942  
**Invoice Number:** UBDI0000972228  
**Statement Date:** 04/20/2018

**Interest & DCIA Penalties**  
A DELINQUENT DEBT incurs interest at the annual rate equal to the U.S. prime rate as of the DATE OF DELINQUENCY plus 3.5 percent from that DATE until the DEBT is paid in full. Any portion of the DEBT unpaid more than 90 days, incurs a penalty of 6 percent a year from the DATE OF DELINQUENCY. The reverse of the Invoice provides more information on interest, penalties, and administrative charges.

Description - Debt Due Date	Principal	Payment/ Credit Date	Interest Rate	Days Late	Additional Interest (B* (D/365)*E)	Accrued Interest	Total Interest (F+G)	Payment & Credits Applied	Interest Outstanding	Principal Outstanding
A	B	C	D	E	F	G	H	I	J	K
<b>Outstanding Items</b>										
UBDI0000972228 - 5/15/2018	\$89,977.03		0.00%	0	\$0.00	\$0.00	\$0.00		\$0.00	\$89,977.03
					<u>\$0.00</u>			<u>\$0.00</u>	<u>\$0.00</u>	<u>\$89,977.03</u>
								<b>Principal Outstanding</b>		<b>\$89,977.03</b>
								<b>Interest &amp; Penalties</b>		<b>\$0.00</b>
								<b>Total Amount Due</b>		<b><u>\$89,977.03</u></b>





## About USAC

USAC Home About USAC Appeals & Audits **Appeals**

### APPEALS & AUDITS

#### Appeals

Any party (including, but not limited to entities filing an FCC Form 499, federal universal service program applicants, and service providers) that wishes to appeal a USAC decision must first file an appeal with USAC to seek review of the USAC decision before filing an appeal with the FCC. Once USAC has made a decision on an appeal, the party may appeal USAC's decision to the FCC.

Parties seeking a waiver of FCC rules (i.e. late payment fees, waiver of form deadlines, etc.) should file an appeal directly with the FCC because USAC cannot waive FCC rules.

#### Before You Appeal

Contact us. There may be an administrative remedy that does not require a formal appeal decision, such as disputes for invoice rejections.

#### Filing an Appeal

USAC must receive your appeal (see "What to Include in an Appeal" section below) within 60 days following the date when USAC issued the decision. For example, you must appeal an audit decision and/or recovery within 60 days of the date of the funding commitment decision, recovery decision, notification letter, etc. See 47 C.F.R. Section 54.719 for the FCC's rules on filing an appeal.

#### What to Include in an Appeal

You must include following information in your letter of appeal:

- Applicant or service provider who is filing the appeal (i.e. entity number, service provider's 498 ID (SPIN), etc.)
- Contact information including name, address, telephone number, and email address of the person who can discuss the appeal with USAC in detail
- Documentation of USAC's decision (i.e. copy of USAC's decision letter)
- Supporting documentation such as forms and previous correspondence
- A precise explanation of the relief sought through this appeal
- The carrier name and Study Area Code (SAC) (High Cost and Lifeline Program carriers only)
- The Filer ID that is the subject of the appeal (Contributors only)

If you fail to submit the missing information to USAC within the time prescribed, it may result in the denial of your appeal.


All appellants will receive acknowledgment of the appeal upon receipt. USAC will review all complete appeals and respond with its decision in writing. For further Schools and Libraries Program guidelines, see the SL Program appeals guidelines.

#### To File an Appeal with USAC

You must file your appeal (or, if submitting by mail, it must be postmarked) within 60 days of the date when USAC issued the decision you are appealing.

**Note:** If that day falls on a weekend or on a Federal Holiday, the appeal is also considered on time if you file it (or it is postmarked) by the first business day following that weekend or holiday.

Program	Electronically	By U.S. Mail
High Cost Program	File by email to HCAppeals@usac.org	Universal Service Administrative Co. High Cost Division Attn: Letter of Appeal 700 12th Street, NW, Suite 900 Washington, DC 20005
Lifeline Program	File by email to Llapeals@usac.org	Universal Service Administrative Co. Lifeline Division Attn: Letter of Appeal 700 12th Street, NW, Suite 900 Washington, DC 20005

Rural Health Care Program	File by email to RHC-appeals@usac.org	Universal Service Administrative Co. Rural Health Care Attn: Letter of Appeal 700 12th Street, NW, Suite 900 Washington, DC 20005
Schools and Libraries Program	File in EPC See the EPC User Guide: Appeals 	N/A
Contributors	File by email to Appeals@sl.universalservice.org File by email to ContributorAppeals@usac.org	Universal Service Administrative Co. Billing, Collections, and Disbursements Attn: Letter of Appeal 700 12th Street, NW, Suite 900 Washington, DC 20005

### To File an Appeal with the FCC:

Parties that are seeking a waiver of FCC rules or that have filed an appeal with USAC and received a decision may, if they choose, appeal USAC's decision to the FCC. You must submit your appeal to the FCC within 60 days of the date when USAC issued the decision.

On all communications with the FCC, be sure to reference the appropriate Docket No:

High Cost Program: WC Docket No. 10-90

Lifeline Program: WC Docket No. 11-42

Rural Health Care Program: WC Docket No. 02-60

Schools and Libraries Program: CC Docket No. 02-6

Contributions: WC Docket 06-122

### Electronic Delivery

The FCC recommends filing appeals with the Electronic Comment Filing System (ECFS) to ensure timely filing. You can find instructions for using ECFS on the ECFS Online Manual page of the FCC's website. The FCC will consider electronic appeals as filed on a business day if they are received before midnight ET. If you have questions or comments about using the ECFS, please contact the FCC directly at (202) 418-0193 or via email.

For more information about submitting appeals to the FCC, including options to submit the appeal via U.S. mail or hand delivery, visit the FCC's website. See Sections 54.719-54.725 of the FCC's rules for further information regarding filing an appeal.

### Paying Invoices During the Appeal Process

If you are a contributor and have a balance on your federal universal service account but are awaiting a decision from a pending USAC or FCC appeal, you are still responsible for keeping your account balance current. If you do not pay the amount billed for the current month in full, you will receive a late payment fee and the late payment fee will not be waived unless the disputed charges are later found to be the result of USAC error.

If your debt is under appeal with USAC or the FCC, and you have provided USAC with a copy of your FCC appeal (if applicable), your outstanding balance will not be transferred under the Debt Collection Act of 1982 (Public Law 97-365) and the Debt Collection Improvement Act of 1996 (Public Law 104-134), as amended (the DCIA) to the United States Department of Treasury for further collection while your appeal is pending. The disputed debt will not be subject to the Red Light Rule, which is included in the additional collections and disbursements rules associated with the Debt Collection Improvement Act, codified at 47 C.F.R. Parts 0 and 1. (See sections 1.1112, 1.1116, 1.1161, 1.1167, and 1.1910 of the FCC's rules).

However, please be advised that you will continue to receive USAC collection letters while your appeal is pending and, if your appeal is denied, you will be subject to Red Light status and to transfer under the DCIA.



Universal Service  
Administrative Co.

## USF Funds Transferring to the U.S. Treasury: What You Need to Know

- **Pay this April invoice (due May 15) using the current process—to Bank of America.**
- **Beginning with the May invoice (due June 15), you are required to pay your USF contributions using E-File, our online system.**

### What This Means for Paying Your May Invoice:

- 1. USAC will no longer accept checks or wire transfers.**
2. Payments must be made through USAC's online E-File system.
  - Payments can be made online with your bank account or credit card or
  - You can get instructions to send an ACH from your bank.
3. E-File will be enhanced to process payments through the U.S Treasury's Pay.gov system.
4. You must ensure that the person responsible for paying your invoices has access in E-File. For a quick instructional video on how to add a user as a preparer in order to have access to E-File, please visit [usac.org](http://usac.org), click on 'Contributors,' and find the video listed under Quick Links.

### Updates:

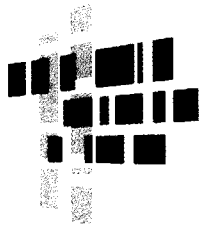
In May, USAC will release training videos and will host live webinars to walk through the new process.

Training updates and additional information can be found on the "USF Funds Transfer to the U.S. Treasury" web page. Visit this page by going to [usac.org](http://usac.org), clicking on 'Contributors,' and then selecting the picture banner.

### Questions:

Please email [CustomerSupport@usac.org](mailto:CustomerSupport@usac.org) with any immediate questions, using the subject line "Treasury."

**Exhibit B**



# Universal Service Administrative Co.

Filer 499 ID: 826942  
Invoice Number: UBDI0000983189  
Statement Date: 06/22/2018  
New Balance: \$ 269,185.04  
Payment Due Date: 07/13/2018

Wintek Corporation  
Attention: Cindy Bass  
Wintek Corporation, 427 N 6th Street, Suite C  
Lafayette, IN, 47901

## ACCOUNT STATUS

- Account is in good standing.

## STATEMENT OF ACCOUNT

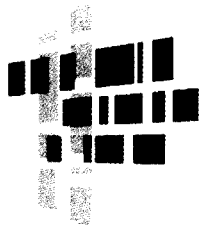
Date	Description	Charges	Credits
	<b>Previous Balance</b>	<b>\$178,954.06</b>	
05/17/2018	SL Disbursement Credit		(\$51,734.00)
06/06/2018	Payment		(\$1,000.00)
06/15/2018	Interest & DCIA Penalties	\$253.95	
06/08/2018	Payment Adjustment	\$1,000.00	
06/15/2018	Credit Balance Refund	\$51,734.00	
06/15/2018	Support Mechanism Charges	\$89,977.03	
<b>TOTAL OUTSTANDING USAC BALANCE AS OF 6/15/2018</b>		<b>\$269,185.04</b>	

This is a payment  
to Wintek for  
services to  
schools.

Transactions occurring after 06/15/2018 are not reflected on this statement.

Under the Debt Collection Improvement Act of 1996 (Pub. L. 104-134) (DCIA), your BALANCE DUE is a demand that you pay a DEBT owed to the United States on or before the DUE DATE. Any portion of the DEBT unpaid after the DUE DATE is a DELINQUENT DEBT, which may result in sanctions, including interest, penalties, and administrative charges. Failure to file a Telecommunications Worksheet may result in a late filing fee DEBT added to your BALANCE DUE. Read the reverse of this Invoice for important information about those sanctions and your legal rights and obligations.

Statement Date	Invoice Number	Filer 499 ID	Balance Due USAC
06/22/2018	UBDI0000983189	826942	\$ 269,185.04
<b>FORM 499Q DATA</b>  This month's support mechanism charges were calculated using an FCC contribution factor of 0.184000 and the following revenue data:  February 2018 499Q  120b \$1,738,774.94 120c \$0.00  If the figures do not correspond with your records, please contact USAC Customer Service at 888-641-8722		<b>PAYMENT INFORMATION</b>  All payments received (regardless of specific instructions) will be applied to your outstanding USAC balance in historical order as outlined in FCC order 07-150.  <b>Go to <a href="http://www.usac.org/pay">www.usac.org/pay</a> to make a payment.</b>	



# Universal Service Administrative Co.

Filer 499 ID: 826942  
Invoice Number: UBDI0000983189  
Statement Date: 06/22/2018

## DETAILED SUMMARY OF CHARGES AND CREDITS

### SUPPORT MECHANISM CHARGES

Your monthly support mechanism charges were calculated according to the following formulas:

#### Quarterly Contribution Base

The quarterly contribution base is a portion of your quarterly revenue that USAC considers when determining your quarterly Universal Service Fund contribution. The quarterly contribution base equals your interstate plus international revenue. Your current quarterly contribution base equals:

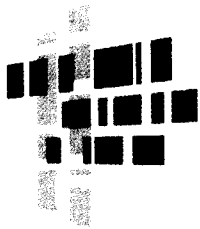
$$\frac{\$ 1,738,774.94}{\text{Interstate Revenue (Line 120B)}} + \frac{\$ 0.00}{\text{International Revenue (Line 120C)}} = \frac{\$ 1,738,774.94}{\text{Quarterly Contribution Base}}$$

#### Adjusted Quarterly Contribution

USAC adjusts carriers' quarterly contribution bases by the amount that they are expected to contribute in that quarter. The calculation for an adjusted contribution amount is as follows, and takes into account the circularity deduction:

$$\frac{\$ 1,738,774.94}{\text{Quarterly Contribution Base}} * \frac{0.184000}{\text{FCC Contribution Factor}} = \frac{\$ 319,934.59}{\text{Unadjusted Contribution}}$$

$$\frac{\$ 319,934.59}{\text{Unadjusted Contribution}} - \left( \frac{\$ 319,934.59}{\text{Unadjusted Contribution}} * \frac{0.156293}{\text{FCC Circularity Factor}} \right) = \frac{\$ 269,931.05}{\text{Adjusted Contribution}}$$



# Universal Service Administrative Co.

Filer 499 ID: 826942  
Invoice Number: UBDI0000983189  
Statement Date: 06/22/2018

## De Minimis Eligibility

Carriers whose expected annual contribution is less than \$10,000 are considered de minimis and are exempted from paying into the Universal Service Fund. To be exempt, a carrier must meet the de minimis criteria on both the current 499A and 499Q forms.

You meet the de minimis criteria on neither the 499A or the current 499Q. Therefore, you are not eligible for the de minimis exemption during the current quarter.

Your eligibility was calculated using the contribution factors established by the FCC for determining de minimis status on each form:

### 499A:

$$\frac{\$ 80,700.00}{499A \text{ Contribution Base}} * \frac{0.164000}{FCC \text{ Estimated Annual Factor}} = \frac{\$ 13,234.80}{\text{Estimated 499A Contribution}}$$

### 499Q:

$$\frac{\$ 269,931.05}{\text{Adjusted Contribution}} * 4 = \frac{\$ 1,079,724.21}{\text{Estimated 499Q Contribution}}$$

For more information on the FCC estimated annual factor, please see the Form 499A Instructions. For more information on the current FCC contribution factor, visit the FCC website at [www.fcc.gov](http://www.fcc.gov).

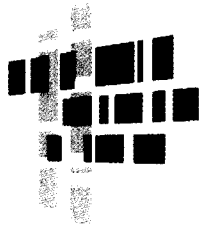
## Support Mechanism Charges

Your total monthly contribution is determined by multiplying one-third of your adjusted quarterly contribution base by the current quarter's FCC contribution factor. Your contribution is then allocated among the four support mechanisms according to the established allocation percentages for the current quarter.

$$\frac{1}{3} * \frac{\$ 269,931.05}{\text{Adjusted Quarterly Contribution}} = \frac{\$ 89,977.02}{\text{Total Monthly Contribution}}$$

## Credits & Payments

Date	Description	Amount
05/17/2018	SL Disbursement Credit	(\$51,734.00)
06/06/2018	Payment	(\$1,000.00)
	TOTAL	(\$52,734.00)



# Universal Service Administrative Co.

**Filer 499 ID:** 826942  
**Invoice Number:** UBDI0000983189  
**Statement Date:** 06/22/2018

## Interest & DCIA Penalties

A DELINQUENT DEBT incurs interest at the annual rate equal to the U.S. prime rate as of the DATE OF DELINQUENCY plus 3.5 percent from that DATE until the DEBT is paid in full. Any portion of the DEBT unpaid more than 90 days, incurs a penalty of 6 percent a year from the DATE OF DELINQUENCY. The reverse of the Invoice provides more information on interest, penalties, and administrative charges.

## Payments & Credits Applied

Description - Debt Due Date	Principal	Payment/ Credit Date	Interest Rate	Days Late	Additional Interest (B* (D/365)*E)	Accrued Interest	Total Interest (F+G)	Payment & Credits Applied	Interest Outstanding	Principal Outstanding
A	B	C	D	E	F	G	H	I	J	K
UBDI0000972228 - 5/15/2018	\$88,977.03	5/17/18	8.25%	0	\$0.00	\$0.00	\$0.00	(\$51,734.00)	\$0.00	\$37,243.03
UBDI0000972228 - 5/15/2018	\$37,243.03	6/6/18	8.25%	0	\$0.00	\$0.00	\$0.00	(\$1,000.00)	\$0.00	\$36,243.03

## Outstanding Items

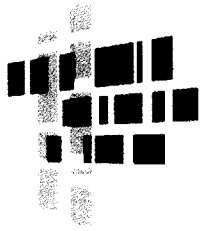
UBDI0000972228 - 5/15/2018	\$36,243.03		8.25%	31	\$253.95	\$0.00	\$253.95		\$253.95	\$36,243.03
DEBIT00029344 - 6/15/2018	\$1,000.00		8.50%	0	\$0.00	\$0.00	\$0.00		\$0.00	\$1,000.00
UBDI0000978198 - 6/15/2018	\$89,977.03		8.50%	0	\$0.00	\$0.00	\$0.00		\$0.00	\$89,977.03
UBDI0000983189 - 7/13/2018	\$141,711.03		0.00%	0	\$0.00	\$0.00	\$0.00		\$0.00	\$141,711.03
					\$253.95			(\$52,734.00)	\$253.95	\$268,931.09
									<b>Principal Outstanding</b>	<b>\$268,931.09</b>
									<b>Interest &amp; Penalties</b>	<b>\$253.95</b>
									<b>Total Amount Due</b>	<b>\$269,185.04</b>

## PAYMENT ADJUSTMENTS

A payment was incorrectly applied to a prior month's invoice. As a result, the payment was reversed this month through a payment adjustment.

06/15/2018	\$ 1,000.00	
Date	Amount	Explanation





## Universal Service Administrative Co.

**Filer 499 ID:** 826942  
**Invoice Number:** UBDI0000983189  
**Statement Date:** 06/22/2018

### **Disbursement Credits**

In addition to the charges and credits on the attached invoice, your organization has received a disbursement credit. This is indicated by the line item type "Disbursement Credit", appearing on your current months invoice. A remittance statement detailing this disbursement was previously sent to your organization's Program Contact.

This credit is payment of a disbursement for one of the four Universal Service Fund Support Mechanisms. The fund type is denoted by the Support Mechanism appearing directly in front of the words "Disbursement Credit". USAC will not be remitting payment for this line item, other than the credit appearing on your current invoice.

Please contact your organization's Program Contact for the associated Support Mechanism receiving the credit for proper disposition of the credit amount.