

**Before the
Federal Communications Commission
Washington, D.C.**

In the Matter of)	
)	
)	
Schools and Libraries)	WC Docket No. 02-6
Universal Service Support Mechanism)	
)	
Request for Waiver by)	Application No. 161054349
Grants/Cibola County School District)	
of the Commission's Rules)	

**REQUEST FOR WAIVER OF
SERVICE IMPLEMENTATION DEADLINE
FOR FUNDING YEAR 2016**

Pursuant to section 54.719(c) of the Commission's rules, the Grants/Cibola County School District (Grants/Cibola or the District) hereby respectfully requests a waiver of section 54.507 of the Commission's rules for the above-referenced application. For the reasons set forth below, we request that the Wireline Competition Bureau (Bureau) grant this waiver request, and any other waivers necessary, to allow Grants/Cibola County 18 months to complete installation and to receive its committed E-rate funding.

I. BACKGROUND

Grants/Cibola County Schools is a school district based in Grants, New Mexico. It serves all of Cibola County, New Mexico and has one high school, one junior/senior high school, one middle school, and seven elementary schools.

Grants/Cibola County Schools lacks sufficient broadband capability for its schools. Six of its schools do not have access to fiber, instead utilizing an expensive and lower bandwidth microwave service or copper-based services: San Rafael, Milan, Bluewater, Cubero, Laguna Acoma, and Seboyeta.

On April 22, 2016, Grants/Cibola sought bids for telecommunications access and Internet access services with the goal of increasing the bandwidth for its schools. Grants/Cibola County Schools received two bids—from CenturyLink and Sacred Wind. The District selected CenturyLink because it submitted a bid for all of the District’s schools and because it was the least expensive bidder. The services included a special construction charge of \$2.27 million to build fiber to the District’s remote schools.¹

For funding year 2016, Grants/Cibola requested E-rate funding for WAN and Internet access services, including funding for special construction.² USAC issued a commitment in January 2017.³ A few months later—in April 2017—USAC issued a fiber questionnaire to Grants/Cibola, requesting more information. CenturyLink had started work on the project but ceased work when Grants/Cibola received the additional questions.

Grants/Cibola timely submitted an FCC Form 500 to request an extension of the service implementation deadline, and received an extension from USAC until June 30, 2018. Grants/Cibola submitted a second extension request on June 26, 2018, requesting an additional extension, because its application was still under review by USAC.

Grants/Cibola was notified this month that USAC had completed its review of the application. USAC also indicated that it does not have the authority to grant the pending extension request and directed Grants/Cibola to request a waiver from the Commission.

II. A WAIVER OF THE COMMISSION’S SERVICE INSTALLATION DEADLINE IS IN THE PUBLIC INTEREST

Grants/Cibola respectfully requests a waiver of the Commission’s rules in order to complete its fiber project. First, Grants/Cibola’s project was “unavoidably delayed due to weather or other

¹ Exhibit 1, FCC Form 471.

² Exhibit 1, FCC Form 471.

³ Exhibit 2, Funding Commitment Decision Letter.

reasons” outside of its control.⁴ Second, Grants/Cibola satisfies two of the criteria established by the Commission for extensions of the deadline for non-recurring services. Finally, granting this waiver will serve the public interest and will help to achieve the goals of the E-rate program by bringing broadband to students in an unserved rural area.

Any of the Commission’s rules may be waived if good cause is shown.⁵ The Commission may exercise its discretion to waive a rule where the particular facts make strict compliance inconsistent with the public interest.⁶ In addition, the Commission may take into account considerations of hardship, equity, or more effective implementation of overall policy on an individual basis.⁷

In May 2018, the Wireline Competition Bureau adopted an order granting a service implementation extension with similar circumstances as those faced by Cibola/Grants.⁸ The Bureau noted that the delay in processing the FY 2016 funding request submitted by the Utah Education and Telehealth Network (UETN) and the initial denial of UETN’s application left UETN with an inadequate amount of time to complete its complex special construction project.⁹ The Bureau also noted that UETN’s service provider would not continue with construction absent waiver of the service implementation deadline because it would not have sufficient time to

⁴ FCC 14-189, para. 49; DA 18-473.

⁵ 47 C.F.R. § 1.3.

⁶ *Northeast Cellular Telephone Co. v. FCC*, 897 F.2d 1164, 1166 (D.C. Cir. 1990) (Northeast Cellular).

⁷ *WAIT Radio v. FCC*, 418 F.2d 1153, 1159 (D.C. Cir. 1969); *Northeast Cellular*, 897 F.2d at 1166.

⁸ Request for Waiver by Utah Education and Telehealth Network, Schools and Libraries Universal Service Support Mechanism, CC Docket No. 02-6, Order, DA 18-473 (WCB 2018)

⁹ *Id.* at ¶ 10.

complete the installation of services.¹⁰ The Bureau also noted the complexity of the build and the short construction season as reasons to extend the deadline for two years.¹¹

Here, Grants/Cibola faced the same challenges. While Grants/Cibola received a funding commitment, the issuance a few months later of additional questions indicated that USAC had not yet completed its review. Grants/Cibola submitted its responses promptly but was not given the indication that there was no issue with its application until two weeks ago. Just like UETN, Grants/Cibola faced delay in the processing of its application. Now, Grants/Cibola's service implementation deadline has passed, and the project cannot move forward without a waiver.

The Bureau granted UETN an additional two years to complete its project, given the unique challenges involved in the construction. Here, Grants/Cibola requests only 18 months from a grant of this waiver request. Grants/Cibola is also in a remote, very rural area that makes a construction project more challenging. In addition, CenturyLink must obtain rights-of-way across tribal lands for some of the facilities, which can be a time-consuming process. Nevertheless, the parties believe that they will be able to complete the project in 18 months.¹²

Second, the grant of a waiver here would be consistent with the Commission's service extension rule for non-recurring services.¹³ The rule allows an extension to be granted if the applicant satisfies one of four criteria.¹⁴ Two of those criteria are relevant to Grants/Cibola:

- The applicant's service provider is unable to complete implementation for reasons beyond the service provider's control; or

¹⁰ *Id.* at ¶ 10.

¹¹ *Id.* at ¶ 11.

¹² If a commitment is issued in a timely fashion after a funding request submission, a service provider would have at least 12 months to complete installation.

¹³ 47 C.F.R. § 54.507(4).

¹⁴ *Id.*

- The applicant's service provider is unwilling to complete installation because funding disbursements are delayed while the Administrator investigates the application for program compliance.”

The inclusion of these rationales in the Commission's rule demonstrates that the Commission believes they serve as reasonable justifications for delay in installation of services. Grants/Cibola met both of these criteria. CenturyLink was unwilling to complete installation because of the questions surrounding Grants/Cibola's application and the delay was outside of CenturyLink's control.

Finally, strict application of the rule in this instance would not be in the public interest. It would have been imprudent for Grants/Cibola or CenturyLink to proceed with the project while faced with the uncertainty regarding the project's funding commitment. Grants/Cibola cannot afford to install the new broadband facilities without E-rate funding. When E-rate funding was called into question, CenturyLink was forced to halt work, as it knew that Grants/Cibola could not pay for the services without E-rate support.

Denial of this waiver would also be an effective denial of the entire application, as the deadline for implementation has passed. As noted above, six of the District's schools do not have access to adequate bandwidth. More importantly, the microwave service the District is now using to serve its schools may not be available next year at all. If this service implementation extension request is denied, the District would be forced to start the entire procurement process over and would delay the start of any installation of services for more than another year, and, in the meantime, some of its schools may not have access to broadband at all. Such a result is contrary to statutory, Commission and program goals to increase the availability of high-speed broadband in rural areas, and specifically to rural schools and libraries.

Grants/Cibola believes that denying E-rate funding under these circumstances would be unjust, and that waiving the rule to the extent necessary would be efficient and consistent with the public interest. As such, Grants/Cibola respectfully argues that a waiver of the Commission rules is in the public interest.

III. CONCLUSION

For the foregoing reasons, the Bureau should grant Grants/Cibola's request for waiver. The Bureau should also grant a waiver of any other rules, such as the invoicing deadline rules, necessary to allow Grants/Cibola 18 months to complete the fiber installation and to utilize its funding commitment.

Respectfully submitted,

/s/ Gina Spade

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Counsel for Grants/Cibola Independent School District

August 24, 2018

CERTIFICATE OF SERVICE

This is to certify that on this 24th day of August, 2018, a true and correct copy of the foregoing Request for Review was sent via email to the Schools and Libraries Division, Universal Service Administrative Company at the Appeals@USAC.org address.

/s/Theresa Schrader

Theresa Schrader

EXHIBIT 1



Description of Services Ordered and Certification Form 471

FCC Form 471

Application Information

Nickname Grants-Fiber Build-IA and WAN Upgrade **Application Number** 161054349
Funding Year 2016 **Category of Service** Category 1

Billed Entity

GRANTS-CIBOLA COUNTY SCHOOL DISTRICT
401 N 2ND ST GRANTS NM 87020
505-287-2961
aeisley@e-ratecentral.com

Contact Information

Andrew G Eisley
516-801-7821
aeisley@e-ratecentral.com

Billed Entity Number 143238
FCC Registration Number 0012048161
Applicant Type School District

Holiday/Summer Contact Information Jessica Olsen jolsen@e-ratecentral.com 516-801-7829

Consulting Firms

Name	Consultant Registration Number	City	State	Zip Code	Phone Number	Email
E-Rate Central	16060891	Westbury	NY	11590	516-801-7800	whimsworth@e-ratecentral.com

Entity Information

School District Entity - Details

BEN	Name	Urban/Rural	State LEA ID	State School ID	NCES Code	School District Attributes	Endowment
143238	GRANTS-CIBOLA COUNTY SCHOOL DISTRICT	Rural				Public School District	None

Related Entity Information

Related Child School Entity - Details

BEN	Name	Urban/Rural	State LEA ID	State School ID	NCES Code	Alternative Discount	School Attributes	Endowment
98900	CUBERO ELEMENTARY SCHOOL	Rural					Public School	None

BEN	Name	Urban/ Rural	State LEA ID	State School ID	NCES Code	Alternative Discount	School Attributes	Endowment
98909	BLUEWATER ELEMENTARY SCHOOL	Rural					Public School	None
98910	GRANTS HIGH SCHOOL	Rural					Public School	None
98911	LOS ALAMITOS MIDDLE SCHOOL	Rural					Public School	None
98912	MESA VIEW ELEMENTARY SCHOOL	Rural					Pre-K; Public School	None
98913	MILAN ELEMENTARY SCHOOL	Rural					Pre-K; Public School	None
98914	MOUNT TAYLOR ELEMENTARY SCHOOL	Rural					Public School	None
98915	SEBOYETA ELEMENTARY SCHOOL	Rural					Public School	None
98951	LAGUNA ACOMA SR HIGH	Rural					Public School	None
98958	SAN RAFAEL ELEMENTARY SCHOOL	Rural					Public School	None
16077948	LAGUNA-ACOMA JR. HIGH SCHOOL	Rural					Public School	None

Related Child School Entity - Discount Rate Calculation Details

BEN	Name	Urban/ Rural	Number of Students	Students Count Based on Estimate	CEP Percentage
98900	CUBERO ELEMENTARY SCHOOL	Rural	324	N/A	73.09%
98909	BLUEWATER ELEMENTARY SCHOOL	Rural	116	N/A	48.45%
98910	GRANTS HIGH SCHOOL	Rural	884	N/A	42.44%
98911	LOS ALAMITOS MIDDLE SCHOOL	Rural	401	N/A	53.03%
98912	MESA VIEW ELEMENTARY SCHOOL	Rural	430	N/A	64.13%
98913	MILAN ELEMENTARY SCHOOL	Rural	455	N/A	56.24%
98914	MOUNT TAYLOR ELEMENTARY SCHOOL	Rural	505	N/A	67.25%
98915	SEBOYETA ELEMENTARY SCHOOL	Rural	78	N/A	57.81%
98951	LAGUNA ACOMA SR HIGH	Rural	283	N/A	50.87%
98958	SAN RAFAEL ELEMENTARY SCHOOL	Rural	68	N/A	61.00%
16077948	LAGUNA-ACOMA JR. HIGH SCHOOL	Rural	90	N/A	65.08%

Related School District NIFs

School District BEN	School District Name	NIF BEN	NIF Name
143238	GRANTS-CIBOLA COUNTY SCHOOL DISTRICT	16051795	GCCS MAINTENANCE FACILITY
143238	GRANTS-CIBOLA COUNTY SCHOOL DISTRICT	16048125	GRANTS-CIBOLA COUNTY SCHOOLS
143238	GRANTS-CIBOLA COUNTY SCHOOL DISTRICT	16077951	GRANTS SPECIAL EDUCATION BUILDING

Discount Rate

School District Enrollment	School District NSLP Count	School District NSLP Percentage	School District Urban/ Rural Status	Category One Discount Rate	Category Two Discount Rate	Voice Discount Rate
3634	3162	88.0%	Rural	90%	85%	50%

Funding Request for FRN #1699125431

Funding Request Nickname: MOE Upgrade

Service Type: Data Transmission and/or Internet Access

Agreement Information - Contract

Contract Number	C	Account Number	
User-entered Establishing FCC Form 470#	748890001204948	Service Provider	CenturyLink Qwest Corporation (SPN: 143005231)
Was an FCC Form 470 posted for the product and/or services you are requesting?	Yes	Based on State Master Contract?	No
Award Date	March 26, 2014	Based on a multiple award schedule?	No
How many bids were received for this contract?	1	Includes Voluntary Extensions?	No
What is the service start date?	July 01, 2016	Remaining Voluntary Extensions	
		Total Remaining Contract Length	
		What is the date your contract expires for the current term of the contract?	June 30, 2019

Pricing Confidentiality

Is there a statute, rule, or other restriction which prohibits publication of the specific pricing information for this contract? No

Narrative 1000 Gbps circuit for WAN backhaul

Line Item # 1699125431.002

Product and Service Details

Purpose Data Connection between two or more sites entirely within the applicant's network

Function Fiber

Type of Connection Ethernet

Bandwidth Speed

Upload Speed 1000.0 Mbps **Download Speed** 1000.0 Mbps

Connection Information

Does this include firewall services? No

Is this a connection between eligible schools, libraries and NIFs (i.e., a connection that provides a "Wide area network")? Yes

Is this a direct connection to a single school,
library or a NIF for Internet access?

No

Connection Used by

One building/
site listed

Cost Calculation for FRN Line Item # 1699125431.002

Monthly Cost	
Monthly Recurring Unit Cost	\$3,400.00
Monthly Recurring Unit Ineligible Costs	- \$0.00
Monthly Recurring Unit Eligible Costs	= \$3,400.00
Monthly Quantity	x 1
Total Monthly Eligible Recurring Costs	= \$3,400.00
Months of Service	x 12
Total Eligible Recurring Costs	= \$40,800.00

One-Time Cost	
One-time Unit Cost	\$0.00
One-time Ineligible Unit Costs	- \$0.00
One-time Eligible Unit Cost	= \$0.00
One-time Quantity	x 0
Total Eligible One-time Costs	= \$0.00
Summary	
Total Eligible Recurring Costs	\$40,800.00
Total Eligible One-time Costs	+ \$0.00
Pre-Discout Extended Eligible Line Item Cost	= \$40,800.00

Recipients of Services

BEN	Name
16048125	GRANTS-CIBOLA COUNTY SCHOOLS

FRN Calculation for FRN #1699125431

Monthly Charges	
Total Monthly Recurring Charges	\$3,400.00
Total Monthly Ineligible Charges	- \$0.00
Total Monthly Eligible Charges	= \$3,400.00
Total Number of Months of Service	x 12
Total Eligible Pre-Discout Recurring Charges	= \$40,800.00

One-Time Charges	
Total One-Time Charges	\$0.00
Total Ineligible One-Time Charges	- \$0.00
Total Eligible Pre-Discout One-Time Charges	= \$0.00

Total Requested Amount	
Total Eligible Pre-Discout Recurring Charges	\$40,800.00
Total Eligible Pre-Discout One-Time Charges	+ \$0.00
Total Pre-Discout Charges	= \$40,800.00
Discount Rate	90%
Funding Commitment Request	= \$36,720.00

Funding Request for FRN #1699125457

Funding Request Nickname: Internet Upgrade

Service Type: Data Transmission and/or Internet Access

Agreement Information - Contract

Contract Number

C

Account Number

User-entered Establishing FCC Form 470# 748890001204948

Service Provider

CenturyLink Qwest Communications Company, LLC (SPN: 143001157)

Was an FCC Form 470 posted for the product and/or services you are requesting? Yes

Based on State Master Contract?

No

Award Date March 21, 2014

Based on a multiple award schedule?

No

How many bids were received for this contract? 1

Includes Voluntary Extensions? No

What is the service start date? July 01, 2016

Remaining Voluntary Extensions

Total Remaining Contract Length

What is the date your contract expires for the current term of the contract? June 30, 2019

Pricing Confidentiality

Is there a statute, rule, or other restriction which prohibits publication of the specific pricing information for this contract? No

Narrative

1000 Mbps of Internet access

Line Item # 1699125457.001

Product and Service Details

Purpose

Internet access service that includes a connection from any applicant site directly to the Internet Service Provider

Function

Fiber

Type of Connection

Ethernet

Bandwidth Speed

Upload Speed

1000.0 Mbps

Download Speed

1000.0 Mbps

Connection Information

Does this include firewall services?

No

Is this a connection between eligible schools, libraries and NIFs (i.e., a connection that provides a "Wide area network")? No

Is this a direct connection to a single school, library or a NIF for Internet access?

No

Connection Used by

Multiple buildings/sites listed

Cost Calculation for FRN Line Item # 1699125457.001

Monthly Cost

Monthly Recurring Unit Cost	\$17,662.32
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One-Time Cost

One-time Unit Cost	\$0.00
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One-time Ineligible Unit Costs	- \$0.00
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Monthly Recurring Unit Ineligible Costs	- \$0.00
Monthly Recurring Unit Eligible Costs	= \$17,662.32
Monthly Quantity	x 1
Total Monthly Eligible Recurring Costs	= \$17,662.32
Months of Service	x 12
Total Eligible Recurring Costs	= \$211,947.84

One-time Eligible Unit Cost	= \$0.00
One-time Quantity	x 0
Total Eligible One-time Costs	= \$0.00
Summary	
Total Eligible Recurring Costs	\$211,947.84
Total Eligible One-time Costs	+ \$0.00
Pre-Discount Extended Eligible Line Item Cost	= \$211,947.84

Recipients of Services

BEN	Name
98900	CUBERO ELEMENTARY SCHOOL
98909	BLUEWATER ELEMENTARY SCHOOL
98910	GRANTS HIGH SCHOOL
98911	LOS ALAMITOS MIDDLE SCHOOL
98912	MESA VIEW ELEMENTARY SCHOOL
98913	MILAN ELEMENTARY SCHOOL
98914	MOUNT TAYLOR ELEMENTARY SCHOOL
98915	SEBOYETA ELEMENTARY SCHOOL
98951	LAGUNA ACOMA SR HIGH
98958	SAN RAFAEL ELEMENTARY SCHOOL
16077948	LAGUNA-ACOMA JR. HIGH SCHOOL
16048125	GRANTS-CIBOLA COUNTY SCHOOLS
16051795	GCCS MAINTENANCE FACILITY
16077951	GRANTS SPECIAL EDUCATION BUILDING

FRN Calculation for FRN #1699125457

Monthly Charges	
Total Monthly Recurring Charges	\$17,662.32
Total Monthly Ineligible Charges	- \$0.00
Total Monthly Eligible Charges	= \$17,662.32
Total Number of Months of Service	x 12
Total Eligible Pre-Discount Recurring Charges	= \$211,947.84

Total Requested Amount	
Total Eligible Pre-Discount Recurring Charges	\$211,947.84
Total Eligible Pre-Discount One-Time Charges	+ \$0.00
Total Pre-Discount Charges	= \$211,947.84
Discount Rate	90%
Funding Commitment Request	= \$190,753.06

One-Time Charges	
Total One-Time Charges	\$0.00
Total Ineligible One-Time Charges	- \$0.00
Total Eligible Pre-Discount One-Time Charges	= \$0.00

Funding Request for FRN #1699127090

Funding Request Nickname: MOE Special Construction for Six Sites

Service Type:

Data Transmission and/or Internet Access

Fiber Request Key Information

Dark Fiber, Self-Provisioned Network or Special Construction? Yes

Is this FRN supporting leased lit fiber, dark fiber or self-provisioned new or existing fiber? Lit Fiber

FRN Key Information for Special Construction

Total Project Plant Route Feet	209616	Total Strands	12
Average Cost per foot of outside plant	\$10.85	Number of E-rate Eligible Strands	12

Is state or tribal match available for this FRN? Yes

State/Tribal Match Amount	Source of Matching Funds	Source of Matching Funds Documents
\$113,716.68	New Mexico Broadband Deficiencies Correction Program	

Does the FRN include an installment payment agreement for special construction charges? No

Does this installment agreement include a balloon payment? No

Agreement Information - Contract

Contract Number	C	Account Number	
Establishing FCC Form 470	160045052	Service Provider	CenturyLink Qwest Corporation (SPN: 143005231)
Was an FCC Form 470 posted for the product and/or services you are requesting?	Yes	Based on State Master Contract?	No
Award Date	May 26, 2016	Based on a multiple award schedule?	No
How many bids were received for this contract?	2	Includes Voluntary Extensions?	No
What is the service start date?	July 01, 2016	Remaining Voluntary Extensions	
		Total Remaining Contract Length	
		What is the date your contract expires for the current term of the contract?	June 30, 2022

Pricing Confidentiality

Is there a statute, rule, or other restriction which prohibits publication of the specific pricing information for this contract? No

Narrative Metro Optical Ethernet Service to Blue Water Elementary School, Cubero Elementary, Milan Elementary, Laguna-Acoma Jr/Sr. High School, Seboyeta Elementary, and San Rafael Elementary School.

Line Item # 1699127090.001

Product and Service Details

Purpose

Data Connection between two or more sites entirely within the applicant's network

Function

Fiber

Type of Connection

Switched Multimegabit Data Service

Bandwidth Speed

Upload Speed

100.0 Mbps

Download Speed

100.0 Mbps

Connection Information

Does this include firewall services?

No

Is this a connection between eligible schools, libraries and NIFs (i.e., a connection that provides a "Wide area network")?

No

Is this a direct connection to a single school, library or a NIF for Internet access?

No

Connection Used by

One building/site listed

Cost Calculation for FRN Line Item # 1699127090.001

Monthly Cost		One-Time Cost	
Monthly Recurring Unit Cost	\$0.00	One-time Unit Cost	\$499,014.75
Monthly Recurring Unit Ineligible Costs	- \$0.00	One-time Ineligible Unit Costs	- \$0.00
Monthly Recurring Unit Eligible Costs	= \$0.00	One-time Eligible Unit Cost	= \$499,014.75
Monthly Quantity	x 1	One-time Quantity	x 1
Total Monthly Eligible Recurring Costs	= \$0.00	Total Eligible One-time Costs	= \$499,014.75
Months of Service	x 12	Summary	
Total Eligible Recurring Costs	= \$0.00	Total Eligible Recurring Costs	\$0.00
		Total Eligible One-time Costs	+ \$499,014.75
		Pre-Discout Extended Eligible Line Item Cost	= \$499,014.75

Recipients of Services

BEN	Name
98909	BLUEWATER ELEMENTARY SCHOOL

Line Item # 1699127090.002

Product and Service Details

Purpose

Data Connection between two or more sites entirely within the applicant's network

Function

Fiber

Type of Connection

Switched Multimegabit Data Service

Bandwidth Speed

Upload Speed100.0 MbpsDownload Speed100.0 Mbps

Connection Information

Does this include firewall services?NoIs this a connection between eligible schools, libraries and NIFs (i.e., a connection that provides a “Wide area network”)?No

Is this a direct connection to a single school, library or a NIF for Internet access?NoConnection Used byOne building/site listed

Cost Calculation for FRN Line Item # 1699127090.002

Monthly Cost		One-Time Cost	
Monthly Recurring Unit Cost	\$0.00	One-time Unit Cost	\$276,864.56
Monthly Recurring Unit Ineligible Costs	- \$0.00	One-time Ineligible Unit Costs	- \$0.00
Monthly Recurring Unit Eligible Costs	= \$0.00	One-time Eligible Unit Cost	= \$276,864.56
Monthly Quantity	x 1	One-time Quantity	x 1
Total Monthly Eligible Recurring Costs	= \$0.00	Total Eligible One-time Costs	= \$276,864.56
Months of Service	x 12	Summary	
Total Eligible Recurring Costs	= \$0.00	Total Eligible Recurring Costs	\$0.00
		Total Eligible One-time Costs	+ \$276,864.56
		Pre-Discount Extended Eligible Line Item Cost	= \$276,864.56

Recipients of Services

BEN	Name
98915	SEBOYETA ELEMENTARY SCHOOL

Line Item # 1699127090.003

Product and Service Details

PurposeData Connection between two or more sites entirely within the applicant’s network

FunctionFiber

Type of ConnectionSwitched Multimegabit Data Service

Bandwidth Speed

Upload Speed100.0 MbpsDownload Speed100.0 Mbps

Connection Information

Does this include firewall services?NoIs this a connection between eligible schools, libraries and NIFs (i.e., a connection that provides a “Wide area network”)?No

Is this a direct connection to a single school, library or a NIF for Internet access?NoConnection Used byOne building/site listed

Cost Calculation for FRN Line Item # 1699127090.003

Monthly Cost	
Monthly Recurring Unit Cost	\$0.00
Monthly Recurring Unit Ineligible Costs	- \$0.00
Monthly Recurring Unit Eligible Costs	= \$0.00
Monthly Quantity	x 1
Total Monthly Eligible Recurring Costs	= \$0.00
Months of Service	x 12
Total Eligible Recurring Costs	= \$0.00

One-Time Cost	
One-time Unit Cost	\$1,497,695.99
One-time Ineligible Unit Costs	- \$0.00
One-time Eligible Unit Cost	= \$1,497,695.99
One-time Quantity	x 1
Total Eligible One-time Costs	= \$1,497,695.99
Summary	
Total Eligible Recurring Costs	\$0.00
Total Eligible One-time Costs	+ \$1,497,695.99
Pre-Discount Extended Eligible Line Item Cost	= \$1,497,695.99

Recipients of Services

BEN	Name
98951	LAGUNA ACOMA SR HIGH

FRN Calculation for FRN #1699127090

One-Time Charges	
Total One-Time Charges	\$2,273,575.30
Total Ineligible One-Time Charges	- \$0.00
Total Eligible Pre-Discount One-Time Charges	= \$2,273,575.30

Total Requested Amount	
Total Pre-Discount Charges	\$2,273,575.30
Special Construction State/Tribal Match Percentage	5%
Special Construction State/Tribal Match Discount Rate*	95%
Funding Commitment Request	= \$2,159,858.62

Funding Request for FRN #1699127112

Funding Request Nickname: MOE Service for Six Sites

Service Type: Data Transmission and/or Internet Access

Agreement Information - Contract

Contract Number	C	Account Number	
Establishing FCC Form 470	160045052	Service Provider	CenturyLink Qwest Corporation (SPN: 143005231)
Was an FCC Form 470 posted for the product and/or services you are requesting?	Yes	Based on State Master Contract?	No
Award Date	May 26, 2016	Based on a multiple award schedule?	No
How many bids were received for this contract?	2	Includes Voluntary Extensions?	No
What is the service start date?	April 01, 2017	Remaining Voluntary Extensions	
		Total Remaining Contract Length	

What is the date your contract expires for the current term of the contract? June 30, 2022

Pricing Confidentiality

Is there a statute, rule, or other restriction which prohibits publication of the specific pricing information for this contract? No

Narrative 100 Mbps of MOE for six sites.

Line Item # 1699127112.001

Product and Service Details

Purpose Data Connection between two or more sites entirely within the applicant's network

Function Fiber

Type of Connection MPLS

Bandwidth Speed

Upload Speed 100.0 Mbps **Download Speed** 100.0 Mbps

Connection Information

Does this include firewall services? No **Is this a connection between eligible schools, libraries and NIFs (i.e., a connection that provides a "Wide area network")?** Yes

Is this a direct connection to a single school, library or a NIF for Internet access? No **Connection Used by** Multiple buildings/sites listed

Cost Calculation for FRN Line Item # 1699127112.001

Monthly Cost	
Monthly Recurring Unit Cost	\$1,176.00
Monthly Recurring Unit Ineligible Costs	- \$0.00
Monthly Recurring Unit Eligible Costs	= \$1,176.00
Monthly Quantity	x 6
Total Monthly Eligible Recurring Costs	= \$7,056.00
Months of Service	x 3
Total Eligible Recurring Costs	= \$21,168.00

One-Time Cost	
One-time Unit Cost	\$0.00
One-time Ineligible Unit Costs	- \$0.00
One-time Eligible Unit Cost	= \$0.00
One-time Quantity	x 0
Total Eligible One-time Costs	= \$0.00
Summary	
Total Eligible Recurring Costs	\$21,168.00
Total Eligible One-time Costs	+ \$0.00
Pre-Discout Extended Eligible Line Item Cost	= \$21,168.00

Recipients of Services

BEN	Name
98900	CUBERO ELEMENTARY SCHOOL
98909	BLUEWATER ELEMENTARY SCHOOL
98913	MILAN ELEMENTARY SCHOOL
98915	SEBOYETA ELEMENTARY SCHOOL
98951	LAGUNA ACOMA SR HIGH
98958	SAN RAFAEL ELEMENTARY SCHOOL

FRN Calculation for FRN #1699127112

Monthly Charges	
Total Monthly Recurring Charges	\$7,056.00
Total Monthly Ineligible Charges	- \$0.00
Total Monthly Eligible Charges	= \$7,056.00
Total Number of Months of Service	x 3
Total Eligible Pre-Discount Recurring Charges	= \$21,168.00

Total Requested Amount	
Total Eligible Pre-Discount Recurring Charges	\$21,168.00
Total Eligible Pre-Discount One-Time Charges	+ \$0.00
Total Pre-Discount Charges	= \$21,168.00
Discount Rate	90%
Funding Commitment Request	= \$19,051.20

One-Time Charges	
Total One-Time Charges	\$0.00
Total Ineligible One-Time Charges	- \$0.00
Total Eligible Pre-Discount One-Time Charges	= \$0.00

Connectivity Questions

District/System-wide Internet Access Questions

Does your school district currently aggregate Internet access for the entire district(as opposed to buying Internet access on a building-by-building basis)? Yes

Download Speed 300.00 Download Speed Units Mbps

Upload Speed 300.00 Upload Speed Units Mbps

Per Entity Basis Questions

Entity Name GRANTS-CIBOLA COUNTY SCHOOL DISTRICT Entity Number 143238

BEN	Entity Name	Download	Units	Upload	Units	Connection	Wifi Sufficient	Barriers to Robust Network
98900	CUBERO ELEMENTARY SCHOOL	50.00	Mbps	50.00	Mbps	Fixed Wireless	Mostly	Equipment too costly
98909	BLUEWATER ELEMENTARY SCHOOL	50.00	Mbps	50.00	Mbps	Fixed Wireless	Mostly	Equipment too costly
98910	GRANTS HIGH SCHOOL	1000.00	Mbps	1000.00	Mbps	Fiber	Mostly	Equipment too costly
98911	LOS ALAMITOS MIDDLE SCHOOL	100.00	Mbps	100.00	Mbps	Fiber	Mostly	Equipment too costly
98912	MESA VIEW ELEMENTARY SCHOOL	100.00	Mbps	100.00	Mbps	Fiber	Mostly	Equipment too costly
98913	MILAN ELEMENTARY SCHOOL	50.00	Mbps	50.00	Mbps	Fixed Wireless	Mostly	Equipment too costly

BEN	Entity Name	Download	Units	Upload	Units	Connection	Wifi Sufficient	Barriers to Robust Network
98914	MOUNT TAYLOR ELEMENTARY SCHOOL	100.00	Mbps	100.00	Mbps	Fiber	Mostly	Equipment too costly
98915	SEBOYETA ELEMENTARY SCHOOL	12.00	Mbps	12.00	Mbps	Copper	Mostly	Equipment too costly
98951	LAGUNA ACOMA SR HIGH	50.00	Mbps	50.00	Mbps	Fixed Wireless	Mostly	Equipment too costly
98958	SAN RAFAEL ELEMENTARY SCHOOL	50.00	Mbps	50.00	Mbps	Fixed Wireless	Mostly	Equipment too costly
16077948	LAGUNA-ACOMA JR. HIGH SCHOOL	50.00	Mbps	50.00	Mbps	Fixed Wireless	Mostly	Equipment too costly

Certifications

I certify that the entities listed in this application are eligible for support because they are 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.

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).

Total Funding Summary

Below is a summary of the total line item costs on this FCC Form 471:

Summary	
Total funding year pre-discount eligible amount on this FCC Form 471	\$2,547,491.14
Total funding commitment request amount on this FCC Form 471	\$2,406,382.88
Total applicant non-discount share of the eligible amount	\$141,108.26
Total budgeted amount allocated to resources not eligible for E-rate support	\$350,000.00
Total amount necessary for the applicant to pay the non-discount share of eligible and any ineligible amounts	\$491,108.26
Are you receiving any of the funds directly from a service provider listed on any of the FCC Forms 471 filed by this Billed Entity for this funding year?	No
Has a service provider listed on any of the FCC Forms 471 filed by this Billed Entity for this funding year assisted you in locating funds needed to pay your non-discounted share?	No

I certify an FCC Form 470 was posted and that any related RFP was made 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 goals.

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.

I certify that the services the applicant purchases at discounts provided by 47 U.S.C. § 254 will be used primarily for educational purposes, see 47 C.F.R. § 54.500 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. § 54.513. 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, as prohibited by the Commission's rules at 47 C.F.R. § 54.503(d), 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.

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 or other legally binding agreements covering all of the services listed on this FCC 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.

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.

I certify that I will retain required documents for a period of at least 10 years (or whatever retention period is required by the rules in effect at the time of this certification) after the later of the last day of the applicable funding year or the service delivery deadline for the associated funding request. I acknowledge that I may be audited pursuant to participation in the schools and libraries program. 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 USAC.

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.

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.

I certify that if any of the Funding Requests on this FCC 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.

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 submit an application for such discounts by filing this Services Ordered and Certification Form (FCC Form 471) with the Universal Service Administrator. 47 C.F.R. § 54.504. 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 application requirements for universal service discounts contained in 47 C.F.R. § 54.504. Schools and libraries 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 your application for universal service discounts 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 for universal service discounts 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 or the Universal Service Administrator may delay processing of your application for universal service discounts 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 4.5 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. We also will accept your comments via the email if you send them to PRA@FCC.gov. DO NOT SEND COMPLETED WORKSHEETS TO THESE ADDRESSES.

Authorized Person

Title:	Director of Technology	Name:	Raquel Whitebird
Phone:	505-285-2600	Email:	rwhitebird@gccs.cc
Address:	401 N 2ND ST GRANTS NM 87020	Employer:	Raquel Whitebird

Certified Timestamp

26-May-2016 17:52:41 EDT

EXHIBIT 2

FRN	FRN Status	471 Application Number	BEN	Billed Entity Name	Applicant City	Applicant State	471 Consulting Firm Name	Service Provider Name	Fund Year	486 Service Start Date	Contract Award Date	Contract Exp or Svc End Date	Last Date to Invoice
1699127112	Funded	161054349	143238	GRANTS-CIBOLA COUNTY SCHOOL DISTRICT	GRANTS	NM	E-Rate Central	CenturyLink Qwest Corporation	2016	4/1/2017	5/26/2016	6/30/2022	10/30/2017
1699125457	Funded	161054349	143238	GRANTS-CIBOLA COUNTY SCHOOL DISTRICT	GRANTS	NM	E-Rate Central	CenturyLink Qwest Communications Company, LLC	2016	7/1/2016	3/21/2014	6/30/2019	10/30/2017
1699125431	Funded	161054349	143238	GRANTS-CIBOLA COUNTY SCHOOL DISTRICT	GRANTS	NM	E-Rate Central	CenturyLink Qwest Corporation	2016	7/1/2016	3/26/2014	6/30/2019	10/30/2017
1699127090	Funded	161054349	143238	GRANTS-CIBOLA COUNTY SCHOOL DISTRICT	GRANTS	NM	E-Rate Central	CenturyLink Qwest Corporation	2016	7/1/2016	5/26/2016	6/30/2017	10/29/2018

Orig Funding Request	Cmt'd Funding Request	Orig FRN Service Type	Orig 471 SSD	Cmt'd 471 SSD	Wave Number	FCDL Date	FCDL Comment for 471 Application	FCDL Comment for FRN	PC Wave Number	Revised FCDL Date	Post Commitment Rationale
\$19,051.20	\$19,051.20	Data Transmission and/or Internet Access	4/1/2017	4/1/2017	29	1/9/2017	MR1:The applicant did not submit any RAL corrections.		3	04/18/2017	3-Your Service Substitution request is approved.
\$190,753.06	\$171,849.60	Data Transmission and/or Internet Access	7/1/2016	7/1/2016	29	1/9/2017	MR1:The applicant did not submit any RAL corrections.	MR1:The connection between eligible schools, libraries and NIFs (i.e., a connection that provides a "Wide area network") for FRN Line Item 1699125457.001 was modified from No to Yes to agree with the applicant documentation. MR2:Based on the applicant's request, the Monthly Recurring Eligible Cost of the FRN's Item 21 was changed from \$17,662.32 to \$15,912.			
\$36,720.00	\$36,720.00	Data Transmission and/or Internet Access	7/1/2016	7/1/2016	29	1/9/2017	MR1:The applicant did not submit any RAL corrections.	MR1:Approved as submitted.			
\$2,159,858.62	\$2,159,896.54	Data Transmission and/or Internet Access	7/1/2016	7/1/2016	29	1/9/2017	MR1:The applicant did not submit any RAL corrections.	MR1:The Contract Expiration Date was changed from 6/30/2022 to 6/30/2017 to agree with the documentation provided during the review of the FCC Form 471. MR2:The Total Project Plant Route Feet was modified from 209,616 to 121,440 to agree with the applicant documentation. MR3:The Average Cost Per Foot of Outside Plant was modified from \$10.85 to \$18.72 to agree with the applicant documentation.			