



Universal Service Administrative Company  
Schools & Libraries Division

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**Administrator's Decision on Appeal – Funding Year 2006-2007**

November 17, 2017

Greg Weisiger  
E-Rate Central  
14504 Bent Creek Court  
Midlothian, VA 23112

Re: Applicant Name: DURANT PUBLIC SCHOOL DISTRICT  
Billed Entity Number: 128614  
Form 471 Application Number: 537681  
Funding Request Number(s): 1488740  
Your Correspondence Dated: June 13, 2017

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2006 Commitment Adjustment Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision. If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1488740  
Decision on Appeal: **Denied**  
Explanation:

- In your appeal of FCC Form 471# 537681 you requested reversal of the COMAD decision to seek recovery of improperly disbursed funds. The COMAD was from an audit, where the auditors determined that the applicant signed a contract with the service provider prior to the expiration of 28-day posting period. USAC denied your funding request as you did not comply with the competitive bidding requirement that your RFP be available to bidders for 28 days. In your appeal, you did not demonstrate that USAC's determination was incorrect. Consequently, your appeal is denied.

FCC rules require applicants to submit a complete description of the services they seek so that it may be posted for competing service providers to evaluate and formulate bids. See Federal-State Joint Board on Universal Service, CC Docket No. 96-45, Report and Order,

12 FCC Rcd 8776, 9076, FCC 97-157, para. 570, 575 (rel. May 8, 1997). The applicant's FCC Form 470 should inform potential bidders if there is, or is likely to be, an RFP relating to particular services indicated on the form. To the extent that the applicant also relies on an RFP as the basis of its vendor selection, that RFP must also be available to bidders for 28 days. See Request for Review of the Decision of the Universal Service Administrator by Ysleta Independent School District, El Paso, Texas, et al., Federal-State Joint Board of Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc., SLD Nos. 321479, et al., CC Docket Nos. 96-45 and 97-21, Order, 18 FCC Rcd 26423-26424, FCC 03-313 para. 39 (rel. Dec. 8, 2003).

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

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

Schools and Libraries Division  
Universal Service Administrative Company

cc: Glenn Carlisle