

Adam Brandt
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Billed Entity Number: 16027695
Form 471 Application Number: 868097
Form 486 Application Number: 910547



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2012-2013

August 06, 2014

Bryan Van Ruler
Dakota Academic Consulting
P.O. Box 4276
St. Paul, MN 55104

Re: Applicant Name: UBAH MEDICAL ACADEMY
Billed Entity Number: 16027695
Form 471 Application Number: 868097
Form 486 Application Number: 910547
Funding Request Number(s): 2366144, 2366180, 2366215
Your Correspondence Received: June 17, 2014

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 2012 FCC Form 486 Notification 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 to the Federal Communications Commission (FCC). 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): 2366144, 2366180, 2366215

Decision on Appeal: **Partially Approved**

Explanation:

- USAC has determined that your FCC Form 486 was not certified within 120 days calculated from July 10, 2012, the date of the FCDL or July 1, 2012, the Service Start Dates (SSD) indicated on the FCC Form 486, whichever date is later. On February 7, 2013, USAC mailed an "Urgent Reminder" letter providing Ubah Medical Academy with additional time and a new deadline to certify their FCC Form 486. FCC Form 486 Application Number 910547 certification was postmarked on September 27, 2013 which is after the new deadline. Consequently, the SSD will be revised to May 30, 2013, 120 days before the FCC Form 486 Certification postmark date. If the funding commitment includes recurring charges then the funding commitment will be reduced accordingly. It is the responsibility of the applicant to ensure that all forms are submitted to USAC

in a correct and timely manner. On appeal, you failed to show that FCC Form 486 Application Number 910547 certification was postmarked timely. Consequently, your appeal is partially approved.

FCC rules require applicants to use recurring services within the relevant funding year and to implement non-recurring services by the applicable deadline established by the Commission. See 47 C.F.R. sec. 54.507(d). The FCC Form 486 informs USAC when the applicant is scheduled to receive or has received services in the relevant funding year from the named service provider. The receipt of a properly completed FCC Form 486 triggers the process for USAC to receive invoices. In order for an applicant to receive discounts retroactively to the Service Start Date (SSD), the FCC Form 486 should be postmarked no later than 120 days after the SSD featured on the FCC Form 486 or no later than 120 days after the date of the Funding Commitment Decision Letter (FCDL), whichever is later. When an applicant has missed a deadline to file its FCC Form 486, it is given an additional 20 calendar days from the date of receipt of USAC's written notice to file or amend its FCC Form 486 and receive services retroactively to the SSD. See Request for Review and Waiver of the Decision of the Universal Service Administrator by Alaska Gateway School District, Tok, AK, et al., Schools and Libraries Universal Service Support Mechanism, File Nos. SLD-412028, et al., CC Docket No. 02-6, 21 FCC Rcd 10186-10187, DA 06-1871, para. 8 (rel. Sep. 14, 2006).

Since the Administrator's Decision on Appeal approves a change in the adjusted service start date, USAC will issue a Revised FCC Form 486 Notification Letter to you and to each service provider that will provide the services approved for discounts in this letter. USAC will issue the Revised FCC Form 486 Notification Letter as soon as possible. The Revised FCC Form 486 Notification Letter will inform you of the precise adjusted service start date of your approved funding request. As you await the Revised FCC Form 486 Notification Letter, you may share this Administrator's Decision on Appeal with the relevant service provider(s).

Since your appeal was partially approved, 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