



Administrator's Decision on Appeal – Funding Year 2014-2015

October 16, 2014

Michael Mohn
East Penn School District
800 Pine Street
Emmaus, PA 18049

Re: Applicant Name: EAST PENN SCHOOL DISTRICT
Billed Entity Number: 125940
Form 471 Application Number: 967096
Funding Request Number(s): 2631007
Your Correspondence Received: September 24, 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 2014 Funding Commitment Decision 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): 2631007
Decision on Appeal: **Denied**
Explanation:

- The funding request on your FCC Form 471 included Internal Connections or Basic Maintenance of Internal Connections products and/or services: Utility Pole Maintenance. Therefore, the funding request was re-categorized as a request for Internal Connections or Basic Maintenance of Internal Connections. For Funding Year 2014 there are not sufficient funds to provide Internal Connections discounts or Basic Maintenance of Internal Connections discounts to applicants at your discount rate. Your discount eligibility is 43%. Consequently, USAC denies your appeal because, given demand, the funding cap will not provide for Priority Two products and/or services to be funded at your approved discount level.
- The products and/or services you listed as Telecommunications or Internet Access on your FCC Form 471 included requests for Internal Connections or Basic Maintenance of Internal Connections. FCC rules require that where demand for

funding exceeds available support, first priority be given to requests for Telecommunications Services and Internet Access. *See* 47 C.F.R. sec. 54.507(g)(1)(i). FCC rules further require that requests for Internal Connections be given second priority, and be funded only if funds remain after support has been reserved for Telecommunications and Internet Access through all discount levels in an individual funding year. *See* 47 C.F.R. sec. 54.507(g)(1)(ii). Where demand for discounts for Internal Connections or Basic Maintenance of Internal Connections exceeds available support, FCC Rules require that funding be awarded first to applicants eligible for a 90 percent discount level, and then at each descending single discount percentage until funds are depleted. *See* 47 C.F.R. sec. 54.507(g)(1)(iii).

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