

June 23, 2015

To:

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

Request for Waiver

CC Docket No. 02-6

Request waiver of the Rules on Deadlines to File for Invoice Extension

Submitted by:

David Gornstein, Consultant for the Applicant

Applicant: Webb City School District R-VII
Billed Entity Number: 137300
Funding Year: 2012-2013
Form 471 Application Number: 864169
Funding Request Number: 2364290, 2364414, 2365146, and 2365172

Dear Mrs. Dortch:

The Webb City School District R-VII is respectfully appealing USAC's Denial of Invoice Deadline Extension.

Request having the following reason:

- FCC rules require that Invoice Deadline Extension requests be filed by the end of the relevant invoice receipt period for the service category of the FRN requiring and extension. The invoice receipt deadline is 120 days after the end of the service delivery date or 120 days after the date of the Form 486 Notification Letter, whichever is later. USAC denied your request for Invoice Deadline Extension because the request was not filed in a timely manner. On appeal, you have not provided extraordinary circumstances that prevented you from requesting an Invoice Deadline Extension in a timely manner. Since USAC's decision was consistent with the FCC rules, your appeal is denied.

The Webb City School District R-VII is respectfully submitting this Request for Waiver of the Rules of the Universal Service Program for Schools and Libraries ("E-Rate Program") to allow the district to submit for

appropriate invoicing and discount of its eligible telecommunications services for the FY2012 year, based on the funding commitment in the FRN cited above.

The details of the Funding Commitment to date are as follows:

Pre-Discount Commitment Amount:	\$53,460.00
USAC Funding Commitment:	\$37,956.00
Discount Level:	71 %
Funding Received to Date:	0.00
Amount Remaining:	\$37,956.00

Extenuating Circumstances - The initial Invoice Deadline Extension request outlined the District's lack of institutional knowledge necessary to understand and/or follow all E-Rate rules, regulations, policies, procedures, guidelines and deadlines which resulted in its failure to file timely Service Provider Election Letter(s) and/or BEAR form(s). Subsequently, the district has captured only sixty seven percent (67) of all funds committed over the previous five (5) funding years. District leadership only recently discovered this anomaly, thus its loss of continuity in applicant leadership.

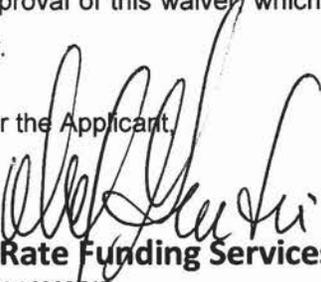
We note here that the Waiver of the Rules would serve the public interest by allowing the District to recover its eligible telecommunications services, without adversely affecting current or future E-rate applicants.

Granting the deadline extension request(s) does not promote waste, fraud or abuse.

The FCC has demonstrated precedent in waiving guidelines and procedures for good cause. As recently as the USAC News Brief of December 5th, 2014, it states ""The Federal Communications Commission (FCC) adopted the E-rate Modernization Order on July 11, 2014..... In the Order, the FCC codified USAC's existing invoice filing deadline to allow applicants to request and automatically receive a single one-time 120-day extension of the deadline. This change will become effective on December 18, 2014. The invoice deadline for a funding request is 120 days after the last date to receive service or 120 days after the date of the FCC Form 486 Notification Letter, whichever is later. Applicants and service providers who want to request an invoice deadline extension for a deadline that has already passed must do so before December 18. Going forward, applicants and service providers must submit such requests on or before the invoice deadline in order for the request to be considered timely filed." Thus we call upon the FCC to continue its support of all schools and libraries, especially in this case the Webb City School District R-VII, in providing the funding to which it is entitled and so greatly needs.

Payments for the services rendered have been made to the service provider and we are now looking to request reimbursement for those approved services. The District respectfully requests approval of this waiver, which would allow the District to recover funds, committed and has already paid for.

For the Applicant,



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