

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of)	
)	
Streamlined Resolution of Requests)	
Related to Actions by the)	
Universal Service)	
Administrative Company)	
)	
Public Notice: DA 15-773)	File Nos. SLD-1017669, 1019318
Released: June 30, 2015)	1020617, 1021469, 1007390,
)	1007117, 1007351
Frassati Catholic Academy)	
St. Edward School)	
St. Mary of the Woods School)	
St. Viator School)	
Queen of Peace High School)	CC Docket No. 96-45
Trinity High School)	CC Docket No. 02-6

To: Chief, Wireline Competition Bureau

PETITION FOR RECONSIDERATION

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E-rate Consultant for
The Archdiocese of Chicago

Dated July 29, 2015

SUMMARY

Pursuant to Section 405 of the Communications Act of 1934, as amended, 47 U.S.C. § 405, Resource Renewal Project, E-rate consultant to the Archdiocese of Chicago, on behalf of the Archdiocese of Chicago,¹ Frassati Catholic Academy, St. Edward School, St. Mary of the Woods School, St. Viator School, Queen of Peace High School and Trinity High School hereby requests reconsideration of the Commission's denial of a request for waiver of the filing deadline of Forms 471 for E-rate's 2015 funding year.²

We respectfully submit that reconsideration is warranted for the following reasons:

(a) the notice of denial of the request for waiver was not accompanied by a statement of the grounds for denial as required by the Administrative Procedure Act;

(b) the denial of the request for waiver was inconsistent with previous Commission Orders with respect to Requests for Waiver and Review; and

(c) granting the request for waiver will better serve the public interest than strict adherence to the general rule.

We ask that the Commission reconsider its denial of the request for waiver, and, consistent with precedent set in its Bishop Perry Order,³ grant the request for waiver of the FCC Form 471 deadline so that the relevant funding applications may be considered in-window.

¹ Letter of agency attached as Exhibit I.

² Copy of request for waiver attached as Exhibit II.

³ Request for Review of the Decision of the Universal Service Administrator by Bishop Perry Middle School, et al., Schools and Libraries Universal Service Support Mechanism, File Nos. SLD-487170, et. al., CC Docket No. 02-6, Order, 21 FCC Rcd 5316, (2006) (Bishop Perry Order)

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PRELIMINARY STATEMENT

This is a petition for reconsideration from Streamlined Resolution of Requests Related to Actions by the Universal Service Administrative Company, Public Notice, DA 15-773, released June 30, 2015, CC Docket Nos. 96-45 and 02-6 in which the Commission denied a request for waiver (the "Waiver Request") of the FCC Form 471 filing deadline made on behalf of six schools of the Archdiocese of Chicago. The FCC Form 471 applications for which a waiver of the filing deadlines is sought are Application Nos. 1007351, 1007390, 1007117, 1020617, 1019318, 1021469 and 1017669. The denied Waiver Request was originally filed May 11, 2015, and this petition for reconsideration is timely filed in accordance with Section 1.106 of the Commission's rules.⁴

⁴ 47 C.F.R. § 1.106

I. FACTS

A. The Schools

Frassati Catholic Academy, St. Edward School, St. Mary of the Woods School, St. Viator School, Queen of Peace High School and Trinity High School (collectively the "Schools") are private Catholic schools located in the Chicago metropolitan area, and represent six of over 234 schools affiliated with the Archdiocese of Chicago on whose behalf the Resource Renewal Project filed E-rate funding requests.

B. FCC Forms 471

Four hundred seventy-nine FCC Forms 471 were filed for the schools of the Archdiocese of Chicago, and collectively the Forms 471 filed encompassed 1,437 funding requests.⁵ Of the 479 FCC Forms 471 filed, 472 were filed by the deadline of April 16, 2015, but inadvertent error led to a failure to timely file 7 that were the subject of the Waiver Request. Upon discovery of the error, the relevant Forms 471 were filed on May 8, 2015, and the Waiver Request was filed on May 11, 2015.

The ongoing rule changes and on-line filing requirements in the E-rate program in the months before the filing made it difficult to manage and ensure 100 per cent accuracy in filing for the Archdiocese despite the great effort that was made to make sure that all required data was entered. An internal tracking document was developed to identify the filing status of all Forms 471 and each Form 471 was checked off as it was submitted in the E-rate online system. A mistake was made when the relevant Forms 471 were entered into the on-line system, checked off as complete on the internal tracking document, but not finally submitted before the deadline.

⁵ The Waiver Request made reference to some 1300 Forms 471. This was an error—the reference was to the number of funding requests encompassed by all Forms 471 filed on behalf of the Archdiocese.

Immediately following the filing deadline of April 16, 2015, an audit was undertaken to validate the tens of thousands of data points in the over 1400 funding requests, to make sure nothing was missed and to double check accuracy. This audit took several weeks to complete, and only in early May was it discovered that 7 Form 471 applications had been entered into the online system but never certified and submitted.

As set forth in the Waiver Request, the difficulties encountered in working with the on-line system substantially contributed to the untimely filing of these few Forms 471. Difficulties encountered included: (a) input of Item 21 attachments led to inexplicable system errors, even when using the USAC provided template; (b) the system forced manual changes in information that should have auto-populated on the "Connectivity Questions" page; (c) system generated error messages often did not provide enough information to diagnose the problem, requiring spending significant amounts of time figuring out what was causing the error; and (d) in completing Block 4 the incorrect choice of category of service was not correctable, requiring cancelling an application and starting over.

Beyond the difficulties of using on-line filing were the considerable changes brought about by the E-rate Modernization Order⁶ of July 2014. All of the processes previously established to correctly identify the entities, products and services qualified to receive funding had to be changed in order to conform to the new regulations. Intense effort was devoted to modify processes and garner the input of hundreds of participating schools, and the required effort was further complicated by the continuing evolution of new processes and filing requirements issued by the Commission and USAC throughout the period between the Modernization Order and the final deadline for submission of the FCC Forms 471.

⁶ Modernizing the E-rate Program for Schools and Libraries, WC Docket No. 12-184, Order and Further Notice of Proposed Rulemaking, 29 FCC Rcd 8870 (2014). (E-Rate Modernization Order).

For example, the original deadline for the submission of funding requests was extended by a month to April 16. This had the effect of extending the time some schools used to provide final confirmation of funding requests. Further complicating matters, the new deadline bridged the Catholic schools' Easter break from April 3 through April 12, meaning that final information needed from schools for their filings was in many cases provided only days, and in some cases, hours prior to the filing deadline.

II. AVAILABILITY OF PETITION FOR RECONSIDERATION

We respectfully request that this petition for reconsideration be acted on by the Commission pursuant to 47 C.F.R. 1.106(b)(2)(i). The Schools' interests were adversely affected by the action taken in the denial of its Waiver Request, and this petition for reconsideration relies on arguments relating to events which occurred after the Waiver Request was submitted, specifically that the Commission's June 30, 2015 denial of the Waiver Request was defective under the Administrative Procedure Act because it failed to explain the grounds for the denial.

III. ARGUMENT

A. No grounds for denial were stated

Section 555 of the Administrative Procedure Act requires an agency to provide prompt notice of denial of a petition or request, and to accompany the notice with a brief statement of the grounds for denial.⁷

No statement of the grounds for denial was made, making it impossible for the Schools to understand the Commission's reasons for denying the Waiver Request. On May 11, 2015 the Waiver Request of the Form 471 application deadline was filed on behalf of the Schools. On June 30, 2015 the Commission

⁷ 5 U.S.C. § 555(e)

released a Public Notice denying the Waiver Request.⁸ Under the Public Notice the Wireline Competition Bureau granted or denied “requests for review, requests for waiver, and petitions for reconsideration of decisions related to actions taken by the Universal Service Administrative Company (USAC) that are consistent with precedent.”⁹ As to the Archdiocese of Chicago’s Waiver Request the Notice listed the request under denied “Late-Filed FCC Form 471 Applications.”¹⁰ The Notice offered only a citation to what the Wireline Competition Bureau considered consistent precedent, the Academy of Math and Science Order, and recited a rule from that Order that requests for waiver of the Form 471 filing window deadline are to be denied where petitioners fail to present special circumstances justifying waivers.¹¹ But this is hardly an explanation—it provides no reason as to how or why the circumstances set forth by the Schools in the Waiver Request failed to qualify as special circumstances. The purported explanation merely recited a rule without explaining how it applied to the facts; begs the question of whether the Schools’ request was given due consideration; and demands reconsideration.

B. Rejection of special circumstances was inconsistent with the Bishop Perry Order

We respectfully submit that, consistent with precedent, special circumstances existed sufficient to justify the Commission’s waiver of the filing deadline found in section 54.507(c) of the Commission’s rules,¹² and that such waiver will better serve the public interest than would strict adherence to the general rule.

⁸ Public Notice, Streamlined Resolution of Requests Related to Actions by the Universal Service Administrative Company, DA 15-773, released June 30, 2015. (the “Notice”)

⁹ Id.

¹⁰ Id. at 6.

¹¹ Id.

¹² 47 C.F.R. § 54.507(c).

The Notice denying the Waiver Request cited to the Academy of Math and Science Order¹³ for the proposition that petitioners for waiver of application deadlines must present special circumstances justifying waivers of the Commissions rules. The Academy of Math and Science Order in turn relied on precedent set in the Bishop Perry Order, which considered the question of when waiver of the Commission's rules regarding filing deadlines was appropriate.¹⁴ The Bishop Perry Order, citing Northeast Cellular Telephone Co.,¹⁵ held that "waiver is appropriate if special circumstances warrant a deviation from the general rule, and such deviation would better serve the public interest than strict adherence to the general rule."¹⁶

The Bishop Perry Order considered some 103 appeals of USAC decisions that denied funding for applications filed outside of the Form 471 filing window.¹⁷ In 56 of the 103 appeals the Commission found special circumstances where "either someone on the applicants' staff made a mistake [emphasis added] or had a family emergency that prevented them from filing on time."¹⁸ The Commission further noted "some of these appeals involve applicants whose staff members inadvertently failed [emphasis added] to file the application forms in a timely manner."¹⁹ The Commission granted these waivers.²⁰

For example, the Bishop Perry Order granted a waiver request made by Assabet Valley Regional Vocational School District,²¹ a copy of which is attached as Exhibit III. Assabet Valley's funding request involved the 2005 funding year, which had a filing deadline of February 18, 2005. The school

¹³ Requests for Waiver and Review of Decisions of the Universal Service Administrator by Academy of Math and Science, et al., Schools and Libraries Universal Service Support Mechanism, File Nos. SLD-539076, 539722, et al., CC Docket No. 02-6, 25 FCC Rcd 9259 (2010) (Academy of Math and Science Order).

¹⁴ Bishop Perry Order, ¶1.

¹⁵ Northeast Cellular Telephone Co. v. FCC, 897 F.2d 1164 (D.C. Cir. 1990).

¹⁶ Bishop Perry Order ¶6.

¹⁷ Id. at ¶12.

¹⁸ Id. at ¶13.

¹⁹ Id.

²⁰ Id. at ¶14.

²¹ Bishop Perry Order footnote 37 at ¶13.

submitted the Form 471 on October 28, 2005.²² The only special circumstance that can be found in Assabet Valley's appeal is a statement by the school's assistant superintendent that "I have had a change in my title and the e-rate process slipped between the cracks."²³ Consistent with its holding that staff mistakes²⁴ can warrant deviation from the general rule, the Commission granted Assabet Valley's waiver, despite a late filing of over eight months outside of window.

Like the petitioner Assabet Valley, the School's late filing here was inadvertent human error. If inadvertent error justified deviation from the general rule for Assabet Valley where E-rate "slipped through the cracks" and other petitioners considered in the Bishop Perry Order, then it justifies deviation from the general rule in the Schools' Waiver Request here where a clerical omission caused an untimely submission of the Forms 471 into the on-line system. If Assabet Valley's waiver was granted for filing 8 months after the filing deadline, then the Schools' Waiver Request must be granted here where it filed three weeks after the filing deadline. Fairness demands consistency in the Commission's actions.

C. Granting the Waiver Request Will Better Serve the Public Interest

The relief sought will promote the public interest by ensuring that the Schools actually obtain access to discounted telecommunications and information systems under the E-rate program intended by Congress. Congress, in enacting section 254 of the Communications Act of 1934 made it clear that "elementary and secondary schools and classrooms . . . and libraries should have access to advanced telecommunications services."²⁵ As the Bishop Perry Order made clear, granting limited waivers of the rules "will provide for a more effective application processing system that will ensure eligible

²² Exhibit III at 3.

²³ Exhibit III at 1.

²⁴ Bishop Perry Order, ¶14.

²⁵ 47 U.S.C. § 254(b)(6)

schools and libraries will realize the intended benefits of the E-rate program . . .”²⁶ The funds sought will contribute greatly to the Schools’ efforts to develop the high-speed broadband connectivity needed in today’s classrooms and ultimately to a better educational experience for the Schools’ students and all the benefits to the public good flowing from that.

The relief sought is limited in number: of the 479 applications the Archdiocese of Chicago submitted, waiver is sought for only 7, less than 1.5% of the total. The relief sought is limited in time: the filing deadline was missed by only 16 business days, and the Waiver Request was filed 17 business days after the filing deadline.

The relief sought will not reduce or eliminate any application review procedures or lessen program requirements. We acknowledge that filing deadlines are necessary for the efficient administration of the E-rate program, and we take seriously our obligation to fully comply with E-rate procedural rules. To that end we are implementing measures to make sure that late filing of Forms 471 does not happen again.

The relief sought should have minimal effect on the administration of the E-rate program. As noted in the E-rate Modernization Order, USAC receives tens of thousands of funding requests from schools and libraries each year and additionally processes thousands of appeals, inquiries and other requests.²⁷ We ask for an exception for only 7, which, but for simple human error, would have been included with the other many thousands of applications.

²⁶ Bishop Perry Order at ¶2.

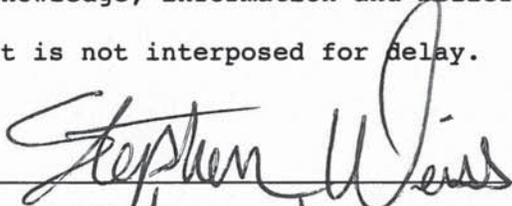
²⁷ E-rate Modernization Order at ¶55.

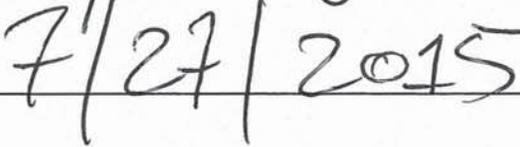
CONCLUSION

For the reasons discussed above, we respectfully request that the Commission: (1) grant this Petition for Reconsideration of its denial of the filing deadline of the subject FCC Forms 471; (2) waive the FCC Form 471 2015 funding year filing deadline for the applications; and (3) direct the USAC to process the form as as if they had been filed within the filing window for E-rate's 2015 funding year.

Subscription and Verification

I hereby certify that: (a) I have read this document; (b) to the best of my knowledge, information and belief there is good ground to support it; and (c) it is not interposed for delay.





Stephen Weiss
Resource Renewal Project
233 S. Wacker Dr.
Suite 3430
Chicago, IL 60606

LETTER OF AGENCY FOR FUNDING YEAR 2015

I authorize Coleman Group Consulting and the Resource Renewal Project to submit FCC Form 470, FCC Form 471, and other E-rate forms to the Schools and Libraries Division of the Universal Service Administrative Company (USAC) on behalf of the schools of the Catholic Bishop of Chicago. A list of Archdiocesan schools is set forth in Schedule 1 attached hereto.

I authorize suppliers that provide eligible E-rate services and third parties (e.g. Federal Communications Commission) to provide all available account information including but not limited to account numbers, transaction history, contract terms, invoice copies, and price quotes/bids in association with the above services to Coleman Group Consulting.

I understand that, in submitting E-rate forms on behalf Archdiocesan schools, Coleman Group Consulting is making certifications to the USAC on behalf of the schools. By signing this Letter of Agency, I make the following certifications:

a) I certify that our schools (i) are all 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); (ii) do not operate as a for-profit business; and (iii) do not have an endowment exceeding \$50 million.

b) I certify that our schools have secured access to all of the resources, 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 our schools have secured access to all of the resources to pay the non-discounted charges for eligible services from funds to which access has been secured in the current funding year.

c) I certify that the services our schools purchase at discounts provided by 47 U.S.C. § 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value, except as permitted by the rules of the Federal Communications Commission (Commission or FCC) at 47 C.F.R. § 54.500(et seq.).

e) I certify that our schools 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. I acknowledge that failure to comply with program rules could result in civil or criminal prosecution by the appropriate law enforcement authorities.

f) 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.

g) I certify that I will retain required documents for a period of at least ten years after the last day of service delivered. 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 Coleman Group

Consulting. I acknowledge that I may be audited pursuant to participation in the Schools and Libraries Program.

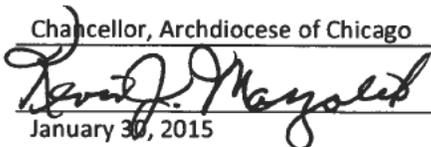
h) I certify that I am authorized to order telecommunications and other supported services for the eligible schools covered by this Letter of Agency. I certify that I am authorized to make this request on behalf of the eligible schools covered by this Letter of Agency, that I have examined this Letter, that all of the information on this Letter is true and correct to the best of my knowledge, that the schools that will be receiving discounted services under this Letter pursuant to this application has 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) 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, our school, or any person associated in any way with our school, is convicted of a criminal violation or held civilly liable for acts arising from their participation in the Schools and Libraries support mechanism.

j) I certify, on behalf of our schools, that any funding requests for internal connections services, except basic maintenance services, applied for in the resulting FCC Form 471 application are not in violation of the Commission requirement that eligible entities are not eligible for such support more than twice every five funding years beginning with Funding Year 2005 as required by the Commission's rules at 47 C.F.R. § 54.506(c).

k) I certify that, to the best of my knowledge, the service provider will not pay the non-discount portion of the costs for eligible services. I acknowledge that the provision, by the provider of a supported service, of free services or products unrelated to the supported service or product constitutes a rebate of some or all of the cost of the supported services.

l) I certify that I am authorized to sign this Letter of Agency and, to the best of my knowledge, information, and belief, all information provided to Coleman Group Consulting for E-rate submission is true.

Name: Kevin Marzalik
Title: Chancellor, Archdiocese of Chicago
Signature: 
Date: January 30, 2015

May 6, 2015

EXHIBIT II PAGE 1

Marlene H. Dortch
Federal Communications Commission
Office of the Secretary
445 12th St., S.W.
Washington, D.C. 20554

Re: Request for Waiver – Funding Year 2015 FCC Form 471 Filing Deadline
Archdiocese of Chicago Schools Entity Number 135766
Schools and Libraries Universal Service Support Mechanism
CC Docket No 02-6

Dear Ms. Dortch,

Consistent with precedent,¹ the Archdiocese of Chicago Schools requests a waiver of the FY2015 FCC Form 471 application filing deadline under the E-rate program. The waiver is requested for the following Form 471 applications:

Form 471 Number	Billed Entity Number	School Name
1007351	69169	Trinity High School
1007390	69582	Queen of Peace
1007117	69582	Queen of Peace
1020617	70891	St Mary of the Wood
1019318	70630	St Edward School
1021469	70819	St Viator
1017669	16061686	Frassati Catholic Academy

¹ See Requests for Waiver and Review of Decisions of the Universal Service Administrator by Academy of Math and Science et al.; Schools and Libraries Universal Service Support Mechanism, CC Docket No. 02-6, Order, 25 FCC Rcd 9256, 9259-60, paras. 8 & 9 (2010) (finding special circumstances exist to justify granting waiver requests where, for example, petitioners filed their FCC Forms 471 within 14 days after the FCC Form 471 filing window deadline; filed their FCC Forms 471 on time, but failed to timely file their certifications; or filed within 30 days despite medical issues); Requests for Waiver and Review of Decisions of the Universal Service Administrator by Anderson Elementary School et al.; Schools and Libraries Universal Service Support Mechanism, CC Docket No. 02-6, Order 27 FCC Rcd 5319, 5319-20, para. 2 (Wireline Com. Bur. 2012) (treating late-filed item 21 attachments like late-filed certifications); Requests for Waiver of Decisions of the Universal Service Administrator by Academy for Academic Excellence et al.; Schools and Libraries Universal Service Support Mechanism, CC Docket No. 02-6, Order, 22 FCC Rcd 4747, 4749, para. 4 (Wireline Comp. Bur. 2007)(finding special circumstances exist to justify granting waiver requests where petitioners were unable to file on time due to reorganizations but still filed with a reasonable time); Requests for Waiver and Review of Decisions of the Universal Service Administrator by Ashtabula Area City Schools et al.; Schools and Libraries Universal Service Support Mechanism, CC Docket No. 02-06, Order, 28 FCC Rcd 4051 (Wireline Comp. Bur. 2013) (dismissing petitions for reconsideration because the petitions failed to identify any material error, omission, or reason for warranting reconsideration, and relied on arguments fully considered and rejected by the Bureau within the same proceeding).

The quantity of information and time required using the new on-line filing system proved to be substantially higher than that required in previous years of manually filing Forms 471. In addition, a number of issues were experienced with the on-line application, which slowed the progress of entering information, and caused the Forms 471 to be incompletely entered. Specifically we experienced the following issues with on-line filing:

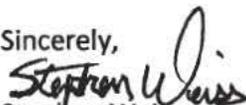
- In working with the Item 21 attachments we were often met with a variety of inexplicable errors, even when using the USAC provided template. Examples of such system errors were: "waiting for data", "combination of data types not valid."
- The system forced us to manually change information that should have auto-populated on the "Connectivity Questions" page (Urban vs. Rural).
- Error messages did not provide enough information to diagnose the problem, requiring spending significant amounts of time trying to figure out what was causing the error.
- In completing the Block 4 in the on-line system the inadvertent choice of the incorrect category of service was not correctable. This required cancelling the application and starting over.

The difficulties encountered in working with the on-line system entailed a significant increase in the time and effort needed over that experienced with manual filing in prior years, substantially contributing to the out of window filing of several Forms 471. Despite the difficulties experienced we were able to successfully complete some thirteen hundred Forms 471 for the Archdiocese of Chicago Schools within the deadline.

Relief Sought

On behalf of the Archdiocese of Chicago, we respectfully request that the filing deadline for the seven Forms 471 listed above be waived, and that the status of the requests be changed from "out of window" to "in window".

Sincerely,



Stephen Weiss

Resource Renewal Project
Consultant to the Archdiocese of Chicago Schools
233 S. Wacker Dr.
Suite 3430
Chicago, IL 60606
312 850-4134



*Assabet Valley Regional Vocational
School District*
215 Fitchburg Street
Marlborough, Massachusetts 01752-1288

January 12, 2006

Ms. Ruth Yodaiken
Federal Communications Commission
455 12th Street, S.W.
Washington, DC 29554

Dear Ruth:

The purpose of this letter is to appeal the decision that Assabet Valley Vocational High School's Form 471 has been rejected because it was submitted outside the filing window. The full responsibility of the lateness of this application is mine. I have had a change in my title and the e-rate process slipped between the cracks.

I am asking that you reconsider our application and e-rate funding for this school year. Assabet Valley Vocational High School is a public vocational school with a \$14 million budget that for seven years has been successful in obtaining e-rate funding. Without the funding, internet service and telecommunications charges for our students and staff would be greatly impacted.

In no way is Schools and Library at fault in this process. The full responsibility is mine.

Sincerely,

A handwritten signature in black ink that reads "John R. Kustigian".

John R. Kustigian
Assistant Superintendent

JRK/lmg



*Assabet Valley Regional Vocational
School District*
215 Fitchburg Street
Marlborough, Massachusetts 01752-1288

PS: Detailed information of our organization is on the attached sheet.



*Assabet Valley Regional Vocational
School District*
215 Fitchburg Street
Marlborough, Massachusetts 01752-1288

Name: Assabet Valley Vocational High School

Address: 215 Fitchburg Street
Marlborough, MA 01752

Phone: (508) 485-9430

Fax: (508) 460-0479

Email: jkustigian@assabet.org

Contact: John R. Kustigian

Appellant name: John R. Kustigian

Applicant name: Assabet Valley Vocational High School

BEN: 848

Application number as assigned by SLD: 491686

Name of the letter and funding year: Funding Year 2005 Form 471

Exact text or decision that I am appealing:

Your Form 471 application was postmarked on 10/28/2005, which is AFTER the 2005-2006 filing window closed at 11:59 p.m. EST on Friday, February 18, 2005. Program rules require us to hold your application pending final review of those applications that were filed within the filing window. We will post an announcement on the SLD section of the USAC web site at www.sl.universalservice.org once we determine if funding applications that



*Assabet Valley Regional Vocational
School District*
215 Fitchburg Street
Marlborough, Massachusetts 01752-1288

were submitted within the application filing window will fully utilize all the funds available for this Funding Year.