



9666 Olive Street Blvd., Suite 215  
St. Louis, MO 63132  
CRN: 16048902  
(314) 282-3676 (o)  
(314) 395-5882 (f)  
[www.erateprogram.com](http://www.erateprogram.com)

March 7, 2016

## Request to Add Region to Application and Increase %

CC Docket No. 02-6

Federal Communications Commission  
Office of the Secretary  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

To whom it may concern;

Appellant Name: Cricky Cirillo, consultant for applicant.

Applicant: Catholic Region of Northeast/East Bronx  
Holy Family BEN 10757 App 1035165 & 1040646 (add Region Only)  
Holy Rosary BEN 10725 App 1008526 (add Region Only)  
Immaculate Conception BEN 10691 App 1008529 (add Region and increase %)  
Immaculate Conception BEN 10691 App 1036100 (add Region Only)  
St. Frances De Chantal BEN 10658 App 1011749 (add Region and increase %)  
St. Frances De Chantal BEN 10658 App 1033916 (add Region Only)  
St. Lucy's BEN 10696 App 1011748 (add Region and increase %)

Region BEN #: 16085431  
Applicant Form 471 #: 1035165, 1040646, 1008526, 1008529, 1036100, 1011749, 10033916, 1011748

We are appealing the Funding Decision Commitment Letters for the above schools and seek corrections of the discount calculation for all of their 2015-2016 FRNs from their individual E-Rate discount levels to the correct average discount level of the Central Administrative Agency.

When originally filed, the school's funding was determined through individual discount levels. After completing the filings for the school, and upon reaching the PIA Review stage, we discovered that the schools were actually part of a Central Administrative Agency named "Catholic School Region of Northeast and East Bronx, BEN 16085431" and therefore the school's discount level should have been calculated using the CAA's aggregate data.

This "Regional/CAA" status was unknown to us prior to this discovery. Immediately upon this discovery, we contacted USAC looking for guidance. This letter reflects the guidance provided. At this time, we are asking you to add "The Catholic School Region of Northeast and East Bronx, BEN 16085431" as a NIF to the Form 471, and to adjust the approved discount level of the school to reflect the discount level of "Catholic School Region of Northeast and East Bronx" of 80%.

Attached is a copy of the Charter of Catholic School Region of Northeast and East Bronx which delineates all of the schools that are part of this CAA, an LOA and a spreadsheet showing all of the CAA schools and the enrollment & low income data of the CAA.

Respectfully,

Cricky Cirillo, for Richard Senturia, Consultant  
Consulting Number 16048902  
9666 Olive Blvd, Suite 215  
Olivette, MO 63132  
314-282-3675 direct line  
314-395-5882 fax  
cricky@erateprogram.com

CATHOLIC SCHOOL REGION OF NORTHEAST/EAST BRONX  
ABSOLUTE CHARTER IN THE FIRST INSTANCE

This Instrument Witnesseth That the Board of Regents for and on behalf of the Education Department of the State of New York at their meeting of July 22, 2013.

Voted, that

1. An absolute charter in the first instance is granted incorporating Timothy Cardinal Dolan, Bishop Gerald Walsh, Monsignor Gregory Mustaciuolo, Timothy McNiff, Reverend Stephen Norton and their associates and successors as an education corporation under the corporate name of Catholic School Region of Northeast/East Bronx located in the city, county, and state of New York.

2. The purposes for which such corporation is formed are:

To operate a nursery school for preschool children from three to five years of age, kindergarten for five year old children and grade one through eight elementary schools. The schools will be located in Bronx County.

1. Holy Family School, located at 2169 Blackrock Avenue, Bronx, NY 10472;
2. Holy Rosary School, located at 1500 Arrow Avenue, Bronx, NY 10469;
3. Immaculate Conception School, located at 760 East Gun Hill Road, Bronx, NY 10467;
4. Nativity of our Blessed Lady School, located at 3893 Dyre Avenue, Bronx, NY 10466;
5. Our Lady of Grace School, located at 3981 Bronxwood Avenue, Bronx, NY 10466;
6. St. Benedict School, located at 1016 Edison Avenue, Bronx, NY 10465;
7. St. Clare of Assisi School, located at 1911 Home Avenue, Bronx, NY 10461;
8. St. Frances de Chantal School, located at 2962 Harding Avenue, Bronx, NY 10465;
9. St. Francis Xavier School, located at 1711 Haight Avenue, Bronx, NY 10461;
10. St. Lucy School, located at 830 Mace Avenue, Bronx, NY 10467;
11. Saints Philip and James School, located at 1160 East 213<sup>th</sup> Street, Bronx, NY 10469;
12. Santa Maria School, located at 1510 Zerega Avenue, Bronx, NY 10462;
13. St. Francis of Assisi School, located at 4300 Baychester Avenue, Bronx, NY 10466;
- and
14. St. Mary School, located at 3956 Carpenter Avenue, Bronx, NY 10466.

3. The proposed corporation shall have the power (a) to buy, own, sell, assign, mortgage, or lease any interest in real estate and personal property and to construct, operate, and maintain improvements thereon necessary and incident to the accomplishment of the purposes set forth herein, (b) to borrow money and issue evidence of indebtedness in furtherance of any or all objects of its business, and to secure the same by mortgage, pledge, or other lien on the proposed corporations property, and (c) to do and perform all other acts permissible under law, engage in any kind of activity, and to enter into, perform and carry out contracts of any kind, necessary and incident to the purposes of the proposed corporation.

4. The persons named as incorporators shall constitute the first board of trustees. The board shall have power to adopt bylaws, including therein provisions fixing the

method of election and the term of office of trustees, and shall have power by vote of two-thirds of all the members of the board of trustees to change the number of trustees to be not more than twenty-nine nor less than fifteen. The trustee shall at all times include ex officio those persons as may be designated in accordance with the corporation's By-laws.

5. The names and post office addresses of the first trustees are as follows:

Timothy Cardinal Dolan  
1011 First Avenue  
New York, New York 10022

Bishop Gerald Walsh  
1011 First Avenue  
New York, New York 10022

Monsignor Gregory Mustaciolo  
1011 First Avenue  
New York, New York 10022

Timothy McNiff  
1011 First Avenue  
New York, New York 10022

Reverend Stephen Norton  
2969 Otis Avenue  
Bronx, New York 10467

6. The corporation hereby created shall be a nonstock corporation organized and operated exclusively for educational purposes, as defined in section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future Federal tax code), and no part of the net earnings or net income shall inure to the benefit of any member, trustee, director or officer of the corporation, or any private individual (except that reasonable compensation may be paid for services rendered to or for the corporation), and no member, trustee, director or officer of the corporation, or any private individual, shall be entitled to share in the distribution of any of the corporate assets upon dissolution of the corporation.

7. Notwithstanding any other provision of these articles, the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future Federal tax code) or (b) by a corporation, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code of 1986 (or the corresponding provision of any future Federal tax code).

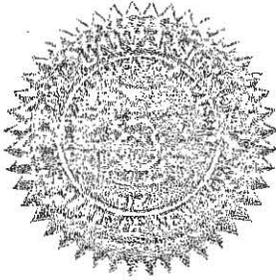
8. No substantial part of the activities of the corporation shall be devoted to carrying on propaganda, or otherwise attempting to influence legislation, (except to the extent authorized by Internal Revenue Code section 501(b) as amended, or the corresponding provision of any future Federal tax code, during any fiscal year or years in which the corporation has chosen to utilize the benefits authorized by the statutory provision) and the corporation shall not participate in or intervene (including the publishing or distribution of statements) in any political campaign on behalf of or in opposition to any candidate for public office.

9. Upon dissolution of the corporation, the board of trustees, pursuant to the determination of the members of the corporation, shall after paying or making provision for the payment of all the liabilities of the corporation, dispose of the remaining assets of the corporation exclusively for one or more exempt purposes, within the meaning of section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future Federal tax code), or shall distribute the same to the Federal government, or to a state or local government, for a public purpose. Any such assets not so disposed of

shall be disposed of by order of the Supreme Court of the State of New York in the judicial district where the principal office of the corporation is then located, exclusively for such purposes or to such organization or organizations, organized and operated exclusively for such purposes, as said Court shall determine.

10. The principal office of the corporation shall be located at 1011 First Avenue, New York, New York 10022.

11. The Commissioner of Education is designated as the representative of the corporation upon whom process in any action or proceeding against it may be served.



Granted, July 22, 2013 by the Board of Regents of The University of the State of New York, for and on behalf of the State Education Department, and executed under the seal of said University and recorded as Number 25,942.

*Meryl H. Locke*

Chancellor

*John B. G. G.*

President of the University and  
Commissioner of Education

## Letter of Agency for E-rate funding

This letter authorizes eRateProgram LLC to act as our agent in all matters, including signing and certifying all forms, required to obtain E-Rate funding for the 2015 and 2016 funding cycles ending 09/30/2017 for Regional Schools shown on Exhibit A – attached.

I certify our Schools "meets the definition of elementary and secondary schools under the No Child Left Behind Act of 2001 (20 U.S.C. § 7801(18) and (38)". (Check A or B)

A. *An elementary school is a non-profit institutional day or residential school, including a public elementary charter school, that provides elementary education, as determined under state law. Our endowment is less than \$50,000,000.*

We meet this test Y X N

B. *A secondary school is a non-profit institutional day or residential school, including a public secondary charter, school that provides secondary education, as determined under state law, except that such term does not include any education beyond grade 12. , Our endowment is less than \$50,000,000.*

We meet this test Y X N

- C. We have access to sufficient funding to use all services requested for 2012-2014.  
D. We will not sell, resell, or misuse services purchased using E-rate funds.  
E. We recognize that E-rate discount levels and calculations are subject to change annually and that discount levels at which Priority 2 funding is approved vary from year to year.  
F. We agree to retain all E-Rate related documents at least 5 years after last receipt of E-Rate funded services; including all documentation of compliance with open-bidding rules, vendor selection criteria, and all notes about E-rates.  
G. I have the authority to order Telecommunications, Internet Access, Internal Connections, or Maintenance services requested through E-rates.  
H. I authorize our consultant to access our Customer Proprietary Network Information ("CPNI") and to receive all information from our Service Providers needed to facilitate receipt of our E-Rate funding.  
I. I certify that neither I nor our entity is barred from receiving E-rate funding.

I certify that I am authorized to sign this Letter of Agency and that I will not accept bribes, kickbacks or engage in any unlawful conduct involving E-rate funds.

To the best of my knowledge, information and belief, we are eligible to receive E-Rate funds, as noted in paragraph A or B above, and the information we supply to eRateProgram LLC for E-rate submissions is true and accurate.

JESSIE MARTINEZ  
(Printed Name of Signer)

CATHOLIC SCHOOL REGION NORTHEAST - EAST BRONX  
(Printed name of Client)

2962 HARDING AVE, SUITE 401, BRONX, NY 10465  
(Printed Address of client)

05/15/15  
(Date)

[Signature]  
(Signature)

BUSINESS MANAGER  
(Printed Title of person signing)

Region	Name of School	BEN	Enrollment	F/R	Free	Reduced
6088451						
Northeast/East Bronx	Holy Family	10757	274	153	124	29
Northeast/East Bronx	Holy Rosary	10725	398	278	235	43
Northeast/East Bronx	Immaculate Conception	10691	518	511		
Northeast/East Bronx	Nativity of Our Blessed Lady	10676	199	132	104	28
Northeast/East Bronx	Our Lady of Grace	10671	366	5	0	0
Northeast/East Bronx	Santa Maria	10620	501	316	275	41
Northeast/East Bronx	St. Benedict	10652	297	219	149	70
Northeast/East Bronx	St. Clare of Assisi	10594	428	242	186	56
Northeast/East Bronx	St. Frances de Chantal	10658	299	74	49	25
Northeast/East Bronx	St. Francis of Assisi	10660	422	95	74	21
Northeast/East Bronx	St. Francis Xavier	10595	318	70	46	24
Northeast/East Bronx	St. Lucy	10696	498	392	354	38
Northeast/East Bronx	St. Mary	10668	248	176	157	19
Northeast/East Bronx	Sts. Philip and James	10715	241	156		
			5007	2819		
				E-Rate Discount		
				56.3%	80%	