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March 7, 2016

Request to Add Region to Application and Increase %

CC Docket No. 02-6

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

To whom it may concern;

Appellant Name: Cricky Cirillo, consultant for applicant.

Applicant: Catholic Region of Dutchess
St. Mary BEN 13915 App 1014534 & 1025938 (add Region Only)

Region BEN #: 16085437
Applicant Form 471 #: 1014534 & 1025938

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 Dutchess, BEN 16085437" 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 Dutchess, BEN 16085437" 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 Dutchess" of 80%.

Attached is a copy of the Charter of Catholic School Region of Dutchess 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
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cricky@erateprogram.com**

CATHOLIC SCHOOL REGION OF DUTCHESS
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 Mustaciolo, Timothy McNiff, Monsignor Gerardo J. Colacicco and their associates and successors as an education corporation under the corporate name of Catholic School Region of Dutchess, 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 Dutchess County.

1. St. Denis/St. Columba School, located at 849 Route 82, Hopewell Junction, NY 12533;
2. St. Mary School, located at 106 Jackson Street, Box L, Fishkill, NY 12524;
3. Regina Coeli School, located at 4337 Albany Post Road, Hyde Park, NY 12538;
4. Holy Trinity School, located at 20 Springside Avenue, Poughkeepsie, NY 12603;
5. St. Peter School, located at 12 Father Cody Plaza, Poughkeepsie, NY 12601;
- and
6. St. Mary School, located at 2 Convent Avenue, Wappingers Falls, NY 12590.

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

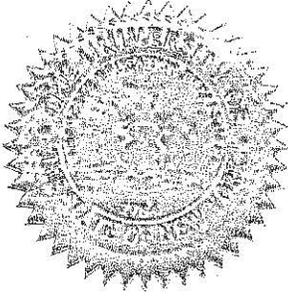
Bishop Gerald Walsh
1011 First Avenue
New York, New York 10022

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

Timothy McNiff
1011 First Avenue
New York, New York 10022

Monsignor Gerardo J. Colacicco
PO Box 428
Hopewell Junction, New York 12533

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(h) 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 25,940.

Michael A. Lick

Chancellor

John B. F. G.

President of the University and
Commissioner of Education

Exhibit A
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 2014- 2016 funding cycles ending 09/30/2017.

I certify our Regional 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 and/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

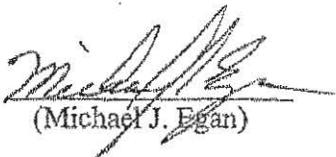
- C. We have access to sufficient funding to use all services requested for 2014-2016.
D. We will not sell, resell, or misuse services purchased using E-rate funds.
E. We recognize that E-rate discount levels and calculations are subject to change annually and that discount levels at which Priority 2 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 and/or B above, and the information we supply to eRateProgram LLC for E-rate submissions is true and accurate.

Catholic Region of Dutchess
60 Liberty Street,
Beacon New York 12508

2/1/14
(Date)


(Michael J. Egan)

Business Manager & Corporate Secretary
(Printed Title of person signing)

Region	Name of School	BEN	Enrollment	F/R	Free	Reduced
16065497						
Dutchess	Holy Trinity	14054	268	54	36	18
Dutchess	Regina Coeli	13938	150	10	4	6
Dutchess	St. Denis-St. Columba	13925	301	30	0	30
Dutchess	St. Mary	14027	287	8	3	5
Dutchess	St. Mary	13915	185	10	5	5
Dutchess	St. Peter	14036	260	82	64	18
			1451	194		
				13.4%	E-Rate Discount 40%	