

March 26, 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
Beneficiary: Hampton School District 29
Billed Entity Number: 135958
Funding Year: 2014
Form 471 Application Number: 949570
Funding Request Number: 2588021

Dear Mrs. Dortch:

The Hampton School District 29 is respectfully appealing USAC's Denial of Invoice Deadline Extension dated March 21, 2016, which Denied our 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 an 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. Since USAC's decision was consistent with Invoice Deadline Extension guidelines, your appeal is denied.

We respectfully request the Universal Services Administrative Company (USAC), Schools and Libraries Division (SLD) to waive the rules governing the deadline for the Invoice Deadline Extension Request for the following reason(s):

1. A paper BEAR, certified by the Service Provider was submitted (dated) October 21, 2015; USPS Certified Mail receipt acknowledgement at "GDIT" dated October 26, 2015.

2. The District received a Form 472 (BEAR) Notification Letter dated 11/12/2015, advising that the Reimbursement Approved for Payment: \$0.00.

Reimbursement Request Decision Explanation: Invalid 471 [949750] / FRN [2588201]; No Payment.

3. The paper BEAR submitted 10/21/2015 contained an M&C error. The FCC Form 471 Application Number had two numbers transposed: the application number submitted was 949750; the application number should have been 949570.

Request: Whereas, our original BEAR was submitted by the deadline but was then \$0-funded; we are requesting a waiver of the Invoice Deadline Extension rules and that the beneficiary be granted a single 30-day extension to submit our corrected BEAR.

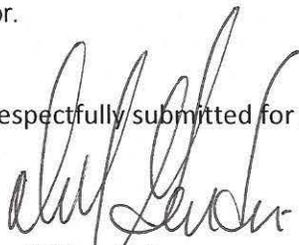
The District complied with all E-Rate program rules and regulations for the funding year, received commitments and corresponding services.

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.

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.

Respectfully submitted for the applicant,



David Gornstein
Consultant