

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

April 28, 2016

Petition for Reconsideration to 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: Our Lady of Mount Carmel – St. Benedicta School
Applicant BEN #: 10369
Applicant Form 471 #: 1041008**

Our Lady of Mount Carmel – St. Benedicta School was filed incorrectly when the Form 471 was filed. When we realized our error it was after the deadline but we still filed an appeal with USAC so they could be put under their Regional Umbrella for 50% E-Rate discounts. There was no time line to file an FCC appeal on the denial letter therefore I did not file it right away since I was busy with the Form 470's. That was an error on my part. We respectfully request that you reconsider the denial for application 1041008 and allow Our Lady of Mount Carmel – St. Benedicta School to be put under their Regional Umbrella.

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**



Federal Communications Commission
Washington, D.C. 20554

Received & Inspected

APR 20 2016

FCC Mailroom

Memo

To: Cricky Crillo, for
(Our Lady of Mount Carmel – St. Benedicta School)

From: Ryan B. Palmer, Chief
Telecommunications Access Policy Division
Wireline Competition Bureau
Federal Communications Commission

Date: April 5, 2016

Re: DA No. 16-334, released March 30, 2016

Please find accompanying this memo the Bureau's decision on your appeal. The accompanying decision may be referenced in the future by its proceeding number and release date: DA No. 16-334, Released March 30, 2016.

If the Bureau has granted your appeal, please contact the Universal Service Administrative Company (USAC) at 1-888-203-8100 for more information regarding your application. Please submit any information to USAC that the order may require. Once USAC has reviewed your application related to the issues resolved in the attached letter, you will receive a revised funding commitment decision letter.

If the Bureau has denied your appeal and you choose to seek consideration of the Bureau's decision, you must file either a petition for reconsideration by the Bureau or an application for review by the full Commission with the Commission within 30 days from the released date of this decision. You may file your petition for reconsideration or application for review using the Internet by accessing the Commission's electronic comment filing system (ECFS) at <http://fjallfoss.fcc.gov/ecfs2/>. Please be sure to reference CC Docket No. 02-6 on your filing.

Your submission has been accepted

ECFS Filing Receipt -	
Confirmation number: 2016225005063	
Proceeding	
Name	Subject
02-6	In the Matter of Schools and Libraries Universal Service Support Mechanism
Contact Info	
Name of Filer: Our Lady of Mount Carmel - St. Benedicta School	
Email Address: cricky@erateprogram.com	
Attorney/Author Name: Cricky Cirillo - E-Rate Consultant	
Address	
Address For: Author	
Address Line 1: 9666 Olive Blvd	
Address Line 2: Suite 215	
City: Olivette	
State: MISSOURI	
Zip: 63132	
Details	
Type of Filing: APPEAL	
Document(s)	
File Name	Custom DescriptionSize
2015_FCCAppeal_App1041008_FRN2836786_OurLadyOfMtCarmel_10369.pdf	380 KB
Disclaimer	
<p>This confirmation verifies that ECFS has received and accepted your filing. However, your filing will be rejected by ECFS if it contains macros, passwords, redlining, read-only formatting, a virus, or automated links to other documents. Filings are generally processed and made available for online viewing within one business day of receipt. You may use the link below to check on the status of your filing: http://apps.fcc.gov/ecfs/comment/confirm?confirmation=2016225005063 For any problems please contact the Help Desk at 202-418-0193.</p>	



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February 25, 2016

Request to 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: Our Lady of Mount Carmel – St. Benedicta School
Applicant BEN #: 10369
Applicant Form 471 #: 1041008**

We filed for Our Lady of Mount Carmel – St. Benedicta School BEN 10369 for their Category 2 services. They were approved at 40% although they are under a Regional Umbrella for 50%. I did not catch the error for this school until after the 60 days. I filed an appeal with USAC and they denied it because it was postmarked after the 60 days. We respectfully request that the FCC evaluate the filing for FRN 2836786 and the attached documents and allow the increased % for Our Lady of Mount Carmel – St. Benedicta School's Category 2 services.

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**



Administrator's Decision on Appeal – Funding Year 2015-2016

December 09, 2015

*Increase % from
40-50%*

Richard A Senturia
eRateProgram, LLC.
9666 Olive Blvd, Suite 215
St. Louis, MO 63132

Re: Applicant Name: O L MT CARMEL-ST BENEDICTA SCH
Billed Entity Number: 10369
Form 471 Application Number: 1041008
Funding Request Number(s): 2836786
Decision Letter Date: September 18, 2015
Date Appeal Postmarked: November 24, 2015
Your Correspondence Dated: November 24, 2015

Our records show that your appeal was postmarked more than sixty (60) days after the date the Universal Service Administrative Company's (USAC's) Funding Commitment Decision Letter was issued, as shown above. Federal Communications Commission (FCC) rules require applicants to postmark appeals within 60 days of the date of the USAC decision or action that is being appealed. Your appeal, as noted above, was postmarked after the appeal deadline. FCC rules do not permit USAC to consider your appeal.

If you wish to appeal this decision, you may file an appeal pursuant to 47 C.F.R. Part 54, Subpart I. Detailed instructions for filing appeals are available at:
<http://www.usac.org/sl/about/program-integrity/appeals.aspx>.

Schools and Libraries Division
Universal Service Administrative Company



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LETTER OF APPEAL

Schools and Libraries Division - Correspondence Unit
30 Lanidex Plaza West
PO Box 685
Parsippany, NJ 07054-0685

To whom it may concern;

Appellant Name: Richard Senturia, consultant for applicant.

Applicant:

Our Lady of Mount Carmel School	10369
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We are appealing the Funding Decision Commitment Letter for the above client school and seek CORRECTIONS of the discount calculation for all of their 2015-16 FRN from their individual E-Rate discount levels to the correct average discount level of their 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 school was actually part of a Central Administrative Agency named "**Catholic School Region of Staten Island, BEN 16085428**" 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 Staten Island, BEN 16085428**" 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 Staten Island, BEN 16085428**" of 50% as shown below.

(ORIGINALLY FILED) -

SCHOOL	BEN	APPLICANT FORM 471 (Cat 2-FCDL Received)	Individual Enrollment	Individual Low Income	Individual E-Rate Discount
Our Lady of Mount Carmel School	10369	1041008	183	142	85%

New discount

SCHOOL	BEN	CAA	CAA Enrollment	CAA Low Income	CAA E-Rate Discount
Our Lady of Mount School	10369	Catholic School Region of Staten Island, BEN 16085428	3758	853	50%

Please find attached the following documentation:

1. The "Charter" of **Catholic School Region of Staten Island, BEN 16085428** which delineates all of the schools that are part of this CAA.
2. A Letter of Agency
3. A Spreadsheet showing all of the CAA schools and the enrollment & low income data of the CAA.

Respectfully,

Richard Senturia

CATHOLIC SCHOOL REGION OF STATEN ISLAND
AMENDMENT OF CHARTER

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.

An application having been made by and on behalf of the trustees of the Catholic School Region of Staten Island, for an amendment of its charter, it was

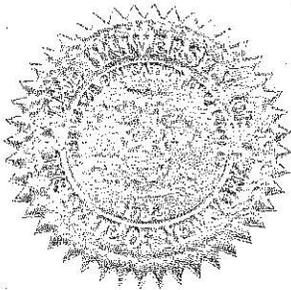
Voted, that the absolute charter in the first instance of the Catholic School Region of Staten Island, located in the city, county, and state of New York, which was granted by action of the Board of Regents on July 16, 2012 be, and the same hereby is, amended to change the number of trustees to be not less than fifteen nor more than twenty-nine, to delete the following schools from the paragraph 2 of the charter:

1. Immaculate Conception School, 104 Gordon Street, Staten Island, New York, 10304
2. St. Joseph School, 139 St. Mary Avenue, Staten Island, New York, 10305

To add the following schools:

1. St. Adalbert, 355 Morningstar Road, Staten Island, NY 10303
2. St. Rita, 30 Wellbrook Avenue, Staten Island, NY 10314

And to change the name of the "St. Peter School" to "St. Peter- St. Paul School".



Meryl A. Lick

Chancellor

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 25,946.

John B. G. G.

President of the University and
Commissioner of Education

The University of the State of New York
Education Department



CATHOLIC SCHOOL REGION OF STATEN ISLAND
ABSOLUTE CHARTER

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 16, 2012

Voted, that

1. An absolute charter in the first instance is granted incorporating Timothy Cardinal Dolan, Bishop Dennis Sullivan, Monsignor Gregory Mustaciuolo, Timothy McNiff, Monsignor Thomas Bergin and their associates and successors as an education corporation under the corporate name of Catholic School Region of Staten Island, located in the city, county and state of New York.

2. The purposes for which such corporation is formed are to operate pre-kindergarten through grade eight co-educational Catholic elementary schools at the following locations:

- (1) Blessed Sacrament School, 830 Delafield Avenue, Staten Island, New York, 10310;
- (2) Holy Rosary School, 100 Jerome Avenue, Staten Island, New York, 10305;
- (3) Immaculate Conception School, 104 Gordon Street, Staten Island, New York, 10304;
- (4) Our Lady Help of Christians School, 23 Summit Street, Staten Island, New York, 10307;
- (5) Our Lady of Mount Carmel/St. Benedicta School, 285 Clove Road, Staten Island, New York, 10310;
- (6) Our Lady Queen of Peace School, 22 Steele Avenue, Staten Island, New York, 10306;
- (7) Sacred Heart School, 301 North Burgher Avenue, Staten Island, New York, 10310;
- (8) St. Ann School, 125 Cromwell Avenue, Staten Island, New York, 10304;
- (9) St. Charles School, 200 Penn Avenue, Staten Island, New York, 10306;
- (10) St. Christopher School, 15 Lisbon Place, Staten Island, New York, 10306;
- (11) St. Joseph School, 139 St. Mary Avenue, Staten Island, New York, 10305;
- (13) St. Peter School, 129 Clinton Avenue, Staten Island, New York, 10301.

The 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 corporation's 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 corporation.

3. 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-five nor less than five. The trustees shall at all times include *ex officio* those persons as may be so designated in accordance with the corporation's by-laws.

4. 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 Dennis Sullivan
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 Thomas Bergin
644 Clawson Street
Staten Island, New York 10306

5. 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.

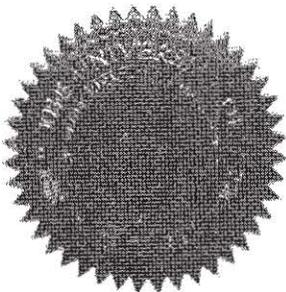
6. Notwithstanding any other provision of these articles, the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future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

7. 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.

8. Upon dissolution of the corporation, the board of trustees shall, after paying or making provision for the payment of all the liabilities of the corporation, dispose of the remaining assets of the corporation for a similar use or purpose to such organizations affiliated with the Archdiocese of New York and organized and operated 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). 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.

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

10. 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.



Meryl A. Licher

Chancellor

Granted, July 16, 2012, 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 25,701.

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 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 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.

Charles J. Tracy

(Printed Name of Signer)

Catholic School Region of Staten Island

(Printed name of Client)

2820 Amboy Road, Staten Island, NY 10306

(Printed Address of client)

May 13, 2015

(Date)


(Signature)

Business Manager/Corporate Secretary

(Printed Title of person signing)

Region	Name of School	BEN	Enrollment	F/R	Free	Reduced
19085428						
Staten Island	Blessed Sacrament	10372	469	66	45	21
Staten Island	Holy Rosary	10328	255	61	56	5
Staten Island	O.L. Help of Christians	10351	187	9	6	3
Staten Island	O.L. of Mt. Carmel - St. Benedicta	10369	183	142	127	15
Staten Island	O.L. Queen of Peace	10339	567	135	91	44
Staten Island	Sacred Heart	10371	259	46	35	11
Staten Island	St. Adlbert	10302	240	92	71	21
Staten Island	St. Ann	10316	277	52	49	3
Staten Island	St. Charles	10344	537	17	11	6
Staten Island	St. Christopher	10340	276	67	40	27
Staten Island	St. Peter/St. Paul	10280	287	125	101	24
Staten Island	St. Rita	10398	221	41	26	15
			3758	853		
				22.7%	E-Rate Discount 50%	



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Fax

To:	USAC	From:	Cricky Cirillo
Fax:	973-599-6542	Fax:	314-395-5882
Phone:	N/A	Pages:	1
Subject:	FCDL APPEAL	Date:	November 24, 2015

Hello USAC,

I am writing a Letter of Appeal for Our Lady of Mount Carmel School Application # 1041008. If you need to reach me you can call at 314-282-3675, email me at cricky@erateprogram.com, or fax me at 314-395-5882.

Thank you
Cricky

TRANSACTION REPORT

NOV/24/2015/TUE 11:49 AM

FAX(TX)

#	DATE	START T.	RECEIVER	COM. TIME	PAGE	TYPE/NOTE	FILE
	NOV/24	11:46AM	19735996542	0:02:43	8	MEMORY OK	ECM 6202



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Fax

To:	USAC	From:	Cricky Cirillo
Fax:	973-599-6542	Fax:	314-395-5882
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Thank you
 Cricky