

LETTER OF APPEAL

of

USAC DENIAL OF FRN EXTENSION  
Date of email for Denial: January 28, 2016

Appellants:  
Dillon County School District Four  
1738 Hwy 301 North  
Dillon, SC 29536  
Entity #: 16063622  
FCC Registration #:  
0020674073

Letter of Appeal Contact:  
Paula Yohe  
Dillon County School District Four  
801 South Ninth Ave.  
Dillon, SC 29536  
(843) 841-3604

Letter of Appeal----- Dillon County School District Four .

Funding Year: 2014-15

Form 471 Application Number: 964925

FRN Form  
471 Svc Year FCDL Date Discount  
Amount  
FRN 2665205

\$40,562.86

Discounted  
\$36,506.57

## Yohe, Paula A.

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**From:** deadline@sl.universalservice.org  
**Sent:** Wednesday, January 27, 2016 4:04 PM  
**To:** Yohe, Paula A.  
**Subject:** Administrator's Decision on Invoice Deadline Extension Request

This serves as acknowledgement and dismissal of your request for a deadline extension for the following FRNs:

2665205

Current deadline extension rules and procedures do not allow approval for the reason submitted.

### TO APPEAL THIS DECISION:

If you wish to appeal the decision indicated in this letter, your appeal must be POSTMARKED within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and e-mail address (if available) for the person who can most discuss this appeal with us.
2. State outright that your letter is an appeal. Identify which Administrative Decision you are appealing. Indicate the relevant funding year and the date of this letter. Your letter of appeal must also include the Billed Entity Name, the Form 471 Application Number, and the SLD Invoice Number from the top of your letter.
3. When explaining your appeal, copy the language or text from this letter that is at the heart of your appeal to allow the SLD to more readily understand your appeal and respond appropriately. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep copies of your correspondence and documentation.
4. Provide an authorized signature on your letter of appeal.

If you are submitting your appeal on paper, please send your appeal to: Letter of Appeal, Schools and Libraries Division, 30 Lanidex Plaza West, PO Box 685, Parsippany, NJ 07054-0685. Additional options for filing an appeal can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We encourage the use of either the e-mail or fax filing options.

Schools and Libraries Division  
Universal Service Administrative Company

This e-mail has been generated programmatically. Please do not respond to this e-mail.

## The Issue

Dillon County School District Four, ("School District"), was awarded in Wave 10 of the 2014-2015 funding year for local phone service.

All required paperwork was filed with AT&T in the appropriate time period after the Funding Commitment Decision Letter was received July 16, 2014. The School District was utilizing the BEAR reimbursement process which was started in the previous funding year. The School District sent the GRID to AT&T August 14, 2014. The information to AT&T requesting reimbursement after receiving the funding Commitment Notification was sent on November 7, 2014.

The reimbursement request was made on May 5, 2015 to Tammy M. Smith. A call was made on May 28, 2015 to AT&T (Tammy M. Smith) on the status check. The School District was informed by AT&T that a check for reimbursement was mailed on May 25, 2015 for \$36,506.57.

The School District Office was moved to a new location during the first week of June 2015. When the check had not arrived at the new location, the School District contacted AT&T and they informed the School District that the check had been sent to the old address, 405 West Washington Street, Dillon, SC 29536. All other mail was forwarded to the new address but this check never arrived. AT&T said a replacement check would be placed in the mail.

The Assistant Superintendent of Finance contacted the Technology Office to inform them that the replacement check had still not arrived in July 2015. Again, AT&T (Tammy M. Smith) said the check was placed in the mail on July 28, 2015.

The School District contacted AT&T again and now the vendor said they required a 486 BEAR Reimbursement change of address form. The School District completed the form on August 2, 2015 and the 486 Form was mailed to USAC.

The School District contacted AT&T on August 24, 2015 and AT&T said they did not have the form. The paperwork was then sent again via fax to

AT&T and this time an email was sent from Sandra Brown-Jeter to the School District saying the information was received on August 26, 2015.

The School District contacted the School and Libraries (E-Rate) over this situation and the Schools and Libraries (E-Rate) informed the School District that a change of address form was not needed and that AT&T should have reimbursed the School District.

AT&T was again contacted on August 18, 2015 as to the status of the reimbursement check and was told it was coming soon. An email was received confirming the receipt of the BEAR to AT&T of the address change of August 28, 2016.

The School District Finance Office informed the Technology Office that it never received the check on October 29, 2015.

AT&T was again contacted on October 29, 2015 and told the School District that it had to file an extension of the FRN Funding deadline because of new rules by Terri Broadnax, Customer Advocate for AT&T.

On October 29, 2015, AT&T on this call, after numerous other calls as noted, contends that it sent an email to the School District requesting the School District forward a Revised 486 to USAC in early August 2015. No one in the School District received an email from AT&T.

The Erate Coordinator for the district was out from June 11, 2015 and did not return till August 17, 2015 for unplanned medical leave. So a thorough search of the email archives was conducted on October 29, 2015 and it shows that the Erate Coordinator nor anyone in the School District received an email from anyone at AT&T requesting that a Revised 486 be sent to USAC.

The School District then contacted the SCHOOLS AND LIBRAIES (E-RATE) who informed the district to file the extension and cite the reasons why this had happened. The SCHOOLS AND LIBRAIES (E-RATE) denied the extension due to new rules that were put into effect on October 28, 2015.

The School District respectfully requests that this denial be reversed as the School District followed all program rules and that the vendor holds

responsibility for not sending the reimbursement check as they stated they had done multiple times before the new rules applied.

BellSouth Telecommunications, Inc.  
SPIN #: 143004824  
Funding Year: 2014

**BEAR - REIMBURSEMENT CHECK - ADDRESS CHANGE FORM**

**Block A.: General Information**

1. Name of Applicant:	Dillon School District Four		
2. Applicant Contact Name:	Paula Yohe	3. BEN:	16063622
4. Contact #:	843-841-3604		
5. Email Address:	paula@dillon.k12.sc.us		

**Block B.: ADDRESS CHANGE INFORMATION**

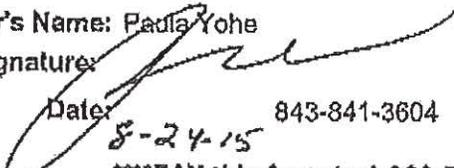
Notice: Unless otherwise notified AT&T (BellSouth Telecommunications, Inc.) sends BEAR reimbursement checks to the address listed on the Funding Commitment Decision Letter (FCDL).

Please use this page to notify of a request for BEAR reimbursement check change of address.

1.) Enter the address to which you would like to have your BEAR reimbursement checks sent. 2.) Enter a Billing Telephone Number which is billed to the Applicant listed on the FCDL and is sent to the address entered in Column 1. (This BTN is ONLY used to verify the appropriate SPIN has been selected for the FRN. 3.) Enter the FRN applicable to these changes. Note: All BEAR checks for this FRN will be sent to the address listed in 1.)

<b>1. BEAR Reimbursement Check</b>	<b>2. Billed Telephone Number</b>	<b>3. FRN:</b>
<u>Address</u>		
1738 Hwy 301 North Dillon, SC 29536	843-774-1200	2665205

I certify that I am authorized to request the above change.

Preparer's Name: Paula Yohe  
 Authorized Signature:   
 Date: 8-24-15 843-841-3604

\*\*\*\*FAX this form to 1-866-643-5146\*\*\*\*  
Attention: BEAR remittance address change notification

FCC Form 486  
DO NOT STAPLE

Do Not Write in this Area

OMB Control No.  
3060-0853  
Estimated time  
per response: 1.5 hours

Schools and Libraries Universal Service  
Receipt of Service Confirmation and Children's Internet Protection Act and Technology Plan Certification  
Form

To be completed by the Billed Entity  
Please read instructions before completing.

(You can also file online.)

Applicant's Form Identifier BSEP 2014  
(Create your own code to identify THIS FCC Form 486)

FCC Form 486 Application#:  
(To be assigned by administrator)

Block 1: Billed Entity Information

1. Name of Billed Entity

Dillon School District Four

2. Billed Entity Number

16063622

3. Funding Year July 1, 2014 through June 30, 2015

4. Complete Mailing Address of Billed Entity  
Street Address, P.O. Box, or Route Number

1438 Hwy 301 North

City  
Dillon

State  
SC

Zip Code  
29536

Telephone Number  
843-841-3609 Extension  
10

Fax Number  
843 774-1214

5. Contact Person Information

Contact Person Name  
Paula Yohe

Street Address, P.O. Box or Route Number

801 South North Ave

City  
Dillon

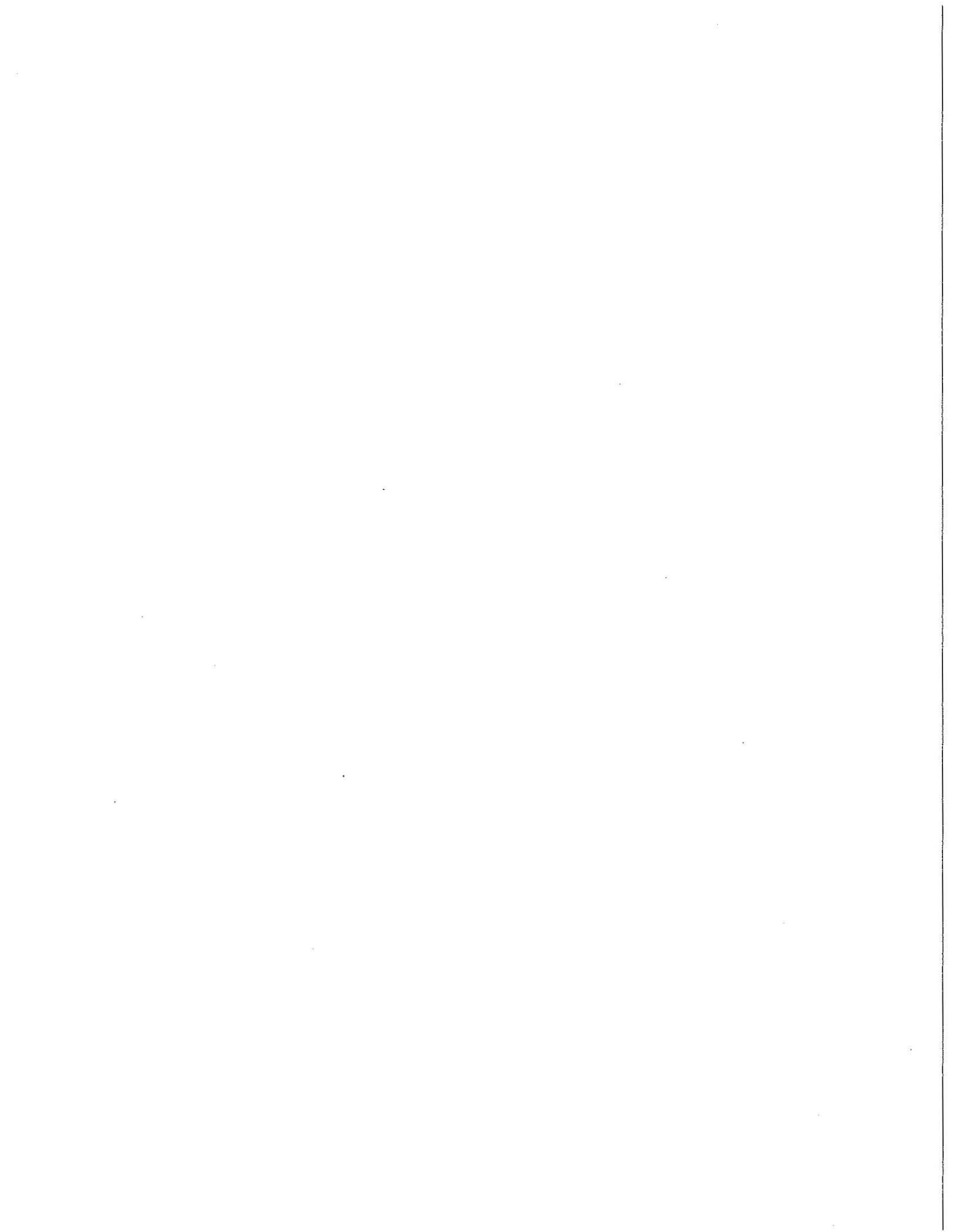
State  
SC Zip Code  
29536

Check the box next to the preferred mode of contact. (At least one box MUST be checked.)

Telephone Number      Extension       Fax Number

Email Address

paula@dillonk12sc.us



DO NOT STAPLE

Entity Number 16063622 Applicant's Form Identifier E3700 2014 OMB Control No. 3060-0853  
Contact Person Paul Yane Phone Number 843-841-3609

Block 3: Service Information

7. Please provide the following information for each FCC Form 471 Block 5 (Discount Funding Request) for which the Billed Entity is indicating that the named service provider may begin submitting invoices to USAC. You will need your FCDL for some of the information required below. Remember: The FRNs listed below must be from the same Funding Year as is listed in Block 1, Item 3. If you need additional pages, please label them 3A, 3B, 3C, etc. and indicate the number in the space provided here: Page 3     

	(A) FCC Form 471 Application Number From FCDL	(B) Funding Request Number (FRN) From FCDL	(C) Service Provider Identification Number (SPIN) From FCDL	(D) Service Provider Name From FCDL	(E) Funding Year Service Start Date (Earliest Date that Discounted Services Will Begin)
1	964925	2665205	AT&T (BellSouth)	AT&T (BellSouth)	7-1-2014
2					
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					

DO NOT STAPLE

OMB Control No. 3060-0853

Entity Number 16063622 Applicant's Form Identifier Essex 2017  
Contact Person Paula Yabe Phone Number 843-841-3604

**Block 4: Certifications and Signature**

8.  I certify that, if required by program rules, the entity(ies) receiving discounted services as indicated on this FCC Form 486 are covered by technology plan(s) that have been approved by a state or other authorized body (i.e., a USAC-certified technology plan approver) prior to the commencement of service and that cover all 12 months of the funding year. Provide the name(s) of the organization(s) that approved a technology plan for any eligible entity that is receiving services covered under this FCC Form 486 or, if EVERY FRN listed in this FCC Form 486 is for services that do not require a technology plan, enter "NONE" here.

9.  I certify that the services listed on this FCC Form 486 have been, are planned to be, or are being provided to all or some of the eligible entities identified in the FCC Form 471 application(s) cited above. I certify that there are signed contracts covering all of the services listed on this FCC Form 486 except for those services provided under tariff or on a month-to-month basis. I certify that I am authorized to submit this receipt of service confirmation on behalf of the above-named Billed Entity; that I have examined this request; and that, to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

10.  I understand 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 services receive an appropriate share of benefits from those services. I recognize that I may be audited pursuant to this application and will retain for five years (or whatever retention period is required by the rules in effect at the time of this certification) any and all records, including FCC Forms 479 where required, that I rely upon to complete this form and, if audited, will make such records available to the Administrator.

**NOTES FOR COMPLETING THE CERTIFICATIONS IN ITEM 11: A Billed Entity who is the Administrative Authority must check Item 11a or 11b or 11c. Check only ONE item. If the Billed Entity is not the Administrative Authority, skip to Item 11d. A Billed Entity who represents one or more Administrative Authorities must check Item 11d or 11e. A Billed Entity who represents one or more Administrative Authorities in Funding Years after Funding Year 2001 and who checks Item 11d must check Item 11f or 11g. See the FCC Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities."**

**IF THIS FORM PERTAINS TO A FUNDING YEAR PRIOR TO FUNDING YEAR 2001 (THE FUNDING YEAR BEGINNING JULY 1, 2001), SKIP TO ITEM 12.**

DO NOT STAPLE

OMB Control No. 3060-0853

Entity Number 16063622 Applicant's Form Identifier ESS-40 2014  
Contact Person Paula Yeha Phone Number 843-841-3644

**11. FOR A BILLED ENTITY WHO IS THE ADMINISTRATIVE AUTHORITY:**

I certify that as of the date of the start of discounted services:

- a.  the recipient(s) of service represented in the Funding Request Number(s) on this Form 486 has (have) complied with the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l).
- b.  pursuant to the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), the recipient(s) of service represented in the Funding Request Number(s) on this Form 486:

(FOR SCHOOLS and FOR LIBRARIES IN THE FIRST FUNDING YEAR FOR PURPOSES OF CIPA) is (are) undertaking such actions, including any necessary procurement procedures, to comply with the requirements of CIPA for the next funding year, but has (have) not completed all requirements of CIPA for this funding year.

(FOR FUNDING YEAR 2003 ONLY: FOR LIBRARIES IN THE SECOND OR THIRD FUNDING YEAR FOR PURPOSES OF CIPA) is (are) in compliance with the requirements of CIPA under 47 U.S.C. § 254(l) and undertaking such actions, including any necessary procurement procedures, to comply with the requirements of CIPA under 47 U.S.C. § 254(h) for the next funding year.

- c.  the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), does not apply because the recipient(s) of service represented in the Funding Request Number(s) on this Form 486 is (are) receiving discount services only for telecommunications services.

**FOR A BILLED ENTITY WHO REPRESENTS ONE OR MORE ADMINISTRATIVE AUTHORITIES:**

- d.  I certify as the Billed Entity for the consortium that I have collected duly completed and signed FCC Forms 479 from all eligible members of the consortium.
- e.  I certify as the Billed Entity for the consortium that the only services that have been approved for discounts under the universal service support mechanism on behalf of eligible members of the consortium are telecommunications services, and therefore the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), do not apply.

**For Funding Years after Funding Year 2001: If you checked Item 11d above, check ONE of the boxes below:**

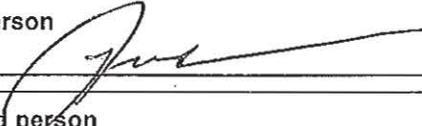
- f.  I certify that some or all of the eligible consortium members checked FCC Form 479 Item 6d to seek a CIPA Waiver, and upon request from the Administrator I can provide this information; OR
- g.  I certify that no eligible consortium members checked FCC Form 479 Item 6d to seek a CIPA Waiver.

The certification language above is not intended to fully set forth or explain all the requirements of the statute.

Do Not Write In This Area

DO NOT STAPLE		Approval by OMB 3060-0853
Entity Number <u>16063622</u>	Applicant's Form Identifier <u>Essex 2017</u>	
Contact Person <u>Paula Yoke</u>	Phone Number <u>843-841-3604</u>	

Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

12. Signature of authorized person 	13. Date <u>8-24-15</u>
14. Printed name of authorized person <u>Paula Yoke</u>	
15. Title or position of authorized person <u>Director of Technology</u>	
16a. Street Address, P.O. Box, or Route Number <u>801 South Ninth Ave</u>	
City <u>Dillon</u>	
State <u>SC</u> Zip Code <u>29534</u>	
16b. Telephone number of authorized person <u>843-841-3604</u>	Extension <u>10</u>
16c. Fax number of authorized person <u>843-774-1214</u>	
16d. Email address of authorized person <u>paula@dillon.k12.sc.us</u>	
16e. Name of authorized person's employer <u>Dillon School District Four</u>	

DO NOT STAPLE

Approval by OMB 3060-0853

Entity Number 16083622 Applicant's Form Identifier ES909 2014  
Contact Person Paula Yoh Phone Number 843-841-3607

**FCC NOTICE FOR INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT**

Part 54 of the Commission's Rules authorizes the FCC to collect the information on this form. Failure to provide all requested information will delay the processing of the application or result in the application being returned without action. Information requested by this form will be available for public inspection. Your response is required to obtain the requested authorization.

The public reporting for this collection of information is estimated to range from 1 to 1.5 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the required data, and completing and reviewing the collection of information. If you have any comments on this burden estimate, or how we can improve the collection and reduce the burden it causes you, please write to the Federal Communications Commission, AMD-PER, Paperwork Reduction Act Project (3060-0853), Washington, DC 20554. We will also accept your comments regarding the Paperwork Reduction Act aspects of this collection via the Internet if you send them to PRA@fcc.gov. PLEASE DO NOT SEND YOUR RESPONSE TO THIS FORM TO THIS ADDRESS.

Remember - You are not required to respond to a collection of information sponsored by the Federal government, and the government may not conduct or sponsor this collection, unless it displays a currently valid OMB control number or if we fail to provide you with this notice. This collection has been assigned an OMB control number of 3060-0853.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, PUBLIC LAW 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3) AND THE PAPERWORK REDUCTION ACT OF 1995, PUBLIC LAW 104-13, OCTOBER 1, 1995, 44 U.S.C. SECTION 3507.

Please submit this form to:

SLD Form 486  
PO Box 7026  
Lawrence, KS 66044-7026

For express delivery services or U.S. Postal Service, Return Receipt Requested, send this form to:

SLD Forms  
ATTN: SLD Form 486  
3833 Greenway Dr  
Lawrence, KS 66046  
888-203-8100