



Mark Twain Union Elementary School District
 "Fostering a secure and exciting learning environment..."

September 15, 1999

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Chris von Kleist
 Superintendant

Federal Communications Commission
 Office of the Secretary
 445 12th Street, SW
 Room TW-A325
 Washington, D.C. 20554

TO WHOM IT MAY CONCERN:

SUBJECT: "In the matter of: Request for Review by Mark Twain Union Elementary School District of Decision of Universal Service Administrator"

RE: FCC Docket Nos. 97-21 and 96-45

Billed Entity Number: 144352
 Application Reference Number: 154083
 Application Control Number: N/A
 Funding Request Number(s): N/A
 Correspondence Dated: March 5, 1999, August 6, 1999
 Contact Information: Ruth Miller
 Calaveras County Office of Education
 P.O. Box 760
 Angels Camp, CA 95221
 V (209) 736-6030
 F (209) 736-2138
rmiller@ccoe.k12.ca.us

We are appealing the decision of the USAC in denying funding for basic telephone service for Mark Twain Union Elementary School District (MTUESD) for the 98-99 E-Rate funding year. We began this appeal on March 5, 1999 and believe that had we received timely information from the SLC we would be in receipt of this funding. We pursued this appeal through telephone calls to the SLC but information was not easily obtained as the appeal went through its channels. We received notice of denial on August 13, 1999. We acknowledge that we have not met the 30 day timeline for this appeal but circumstances within the MTUESD were such that this was unavoidable. MTUESD is a small district and during this summer the Superintendent resigned and a new Superintendent was chosen. At the last minute a principal also resigned and an interim principal needed to be chosen before the start of school in August. During this time, unfortunately, the letter from the USAC was not addressed.

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We submitted all the correct forms to the SLC in a timely manner in applying for this funding. The letter of denial indicated the FEDEX receipt in the name of Calaveras County Office of Education that was provided did not conclusively substantiate that this particular application was delivered. The Calaveras County Office of Education assisted us in the erate application process so the FEDEX receipt was in their name. The Calaveras County Office of Education has subsequently contacted FEDEX and received the enclosed proof of delivery to the Schools and Libraries Corporation of this application.

We respectfully request that this appeal be considered and that our basic telephone service for the 98-99 term of E-Rate, which is one of the key components of E-Rate, be funded.

We are attaching supporting documents for this appeal. If you have any questions, please do not hesitate to let us know.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Gina Reynolds", with a long horizontal flourish extending to the right.

Gina Reynolds
Business Manager
209-736-6542