

# THOMAS CRANE PUBLIC LIBRARY

ANN E. McLAUGHLIN  
DIRECTOR OF LIBRARIES

QUINCY, MASSACHUSETTS 02269  
TEL. 617-376-1300

DOCKET FILE COPY ORIGINAL

April 10, 2000

Jody Parsley  
Thomas Crane Public Library  
40 Washington St.  
Quincy MA 02169

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FCC MAIL ROOM

Federal Communications Commission  
Office of the Secretary  
445 12th Street, S.W.  
Room TW-A325  
Washington, DC 20554

***In the matter of: Request for Review by Thomas Crane Public Library, City of Quincy  
Massachusetts, of Decision of Universal Service Administrator***

Reference: FCC Docket Nos. 97-21  
FCC Docket Nos. 96-45

Dear Sir:

This letter is a request for review of the Administrator's Decision on Appeal-Funding Year 1999-2000 by the Schools and Libraries Division of the Universal Service Administrative Company.

1. *Statement of the Thomas Crane Public Library's interest in the matter presented for review:*

The Thomas Crane Public Library received notice on September 17, 1999 of the rejection of the Funding Request on the FCC Form 471 for Telecommunication Services of \$18,000. The Reason for Denial was stated that "Contracts awarded between July 11, 1997 and February 27, 1998 need to be re-bid for funding year 2." (Enclosure 1)

Appeal to the Schools and Library Division was made on October 14, 1999 with appropriate documentation. The Administrator's Decision on the appeal was received March 21, 2000 reporting that the Decision on Appeal was "Denied in full". The Denial Reason was stated as "The contract that you provided shows a contract award date of 10/97, which is between 7/11/1997 and 1/29/98. The FCC exempted services covered under such contracts from the 28 day posting requirement for the first program year. However, applicants are required to post those services on a 470 for 28 days in subsequent years before selecting a vendor, entering into a

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contract, signing and submitting a Form 471." (Enclosure 2)

*2. Full statement of relative, material facts with supporting documentation.*

The Thomas Crane Public Library receives Telecommunication Services through the City of Quincy. The following information was provided by the Director of Data Processing, Chuck Phelan of the City of Quincy. (Enclosure 3)

We are under a seven-year contract with Bell Atlantic that was signed in October 1997 which is a legal contract.

The telecommunications services provided by Bell Atlantic are **tariffed** and under a seven year contract.

In October of 1997, we had received little or no information on the E-rate and what the eligibility list for the Form 471 would be. However, at that time we were aware that telecommunication services were eligible.

The Schools and Libraries Web site was not online until December of 1997 and the filing of Form 470 and Form 471 were not due until Spring of 1998. Eligibility lists were not available until early 1998.

Telecommunication services were included in the Form 470 (Enclosure 4) for year 1999.

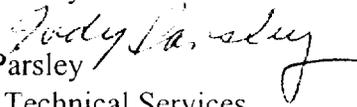
Bell Atlantic and the City of Quincy signed a seven year contract to provide telecommunication services in October 1997.

The telecommunication services provided by Bell Atlantic are **tariffed** service. A letter from Mark Giacomuzzi, Corporate Account Manager of Bell Atlantic is enclosed (enclosure 5) clarifying that the contract was for **tariffed** services and under legal contract for seven years.

*3. Question presented for review with reference to FCC Rule, Commission rule, or statutory provision.*

The Thomas Crane Public Library requests that the FCC reconsider the Administrator's Decision on denying in full the Funding Request for Telecommunication Services applied for in Form 471 for year 1999. According to CC Docket No. 96-45 Telecommunication Centrex Services are eligible for the Universal Services Discount Program (Enclosure 6). Bell Atlantic is providing tariff services for telecommunications which is supported by documentation from both the City of Quincy and Bell Atlantic.

Respectfully Submitted

  
Jody Parsley  
Head, Technical Services  
Thomas Crane Public Library

- Enclosure (1) ltr dated 17Sep1999 USAC
- Enclosure (2) ltr dated 21Mar2000 USAC
- Enclosure (3) ltr dated 14Oct1999 Chuck Phelan, City of Quincy
- Enclosure (4) ltr dated 30Oct1999 Marck Giacomuzzi, Bell Atlantic
- Enclosure (5) Form 470-FY1999 (partial)
- Enclosure (6) Eligible Services

**USAC**  
 UNIVERSAL SERVICE  
 ADMINISTRATIVE CO.  
 Schools and Libraries  
 Division  
 P.O. Box 7026  
 Lawrence, KS 66044-7026  
 Or  
 3833 Greenway Dr.  
 Lawrence, KS 66046

September 17, 1999

Re: NCS Bar Code: NEC.471.03-29-99.07900375

JODY PARSLEY  
 THOMAS CRANE PUBLIC LIBRARY  
 40 WASHINGTON STREET  
 QUINCY, MA 02169

Dear Applicant:

This letter is to notify you of rejection of some of the Funding Requests made on your FCC Form 471, *Services Ordered and Certification Form*, Funding Year 2. One or more of the Funding Requests as set forth in a row(s) of Items 15 or 16 did not meet Minimum Processing Standards and cannot be processed. Be sure to check your copies of all Form 471s you have submitted for the listed USCNs or for blank USCNs.

*Funding Requests that are not cited below will be processed and should not be resubmitted.*

<b>Service Type:</b>	Telecommunication services
<b>Pre-Discount Cost:</b>	\$18,000.00
<b>Discount Percentage:</b>	60
<b>Reason for Denial:</b>	Contracts awarded between July 11, 1997 and February 27, 1998 need to be re-bid for funding year 2.

We also encourage you to visit the SLD Web Site if you have Internet access, at [www.sl.universalservice.org](http://www.sl.universalservice.org). The Web Site provides Minimum Processing Standards and the "Form 470 Search Posted" tool which allows you to verify the USCN, completion status, and the Allowable Contract Date of your Form 470. Additional assistance is available by calling the Client Service Bureau at 1-888-203-8100 and by e-mail at [question@slcfund.org](mailto:question@slcfund.org). Client Service Representatives are available from 8:00 a.m. to 8:00 p.m. EST, Monday through Friday.

Schools and Libraries Division of Universal Service Administrative Company



UNIVERSAL SERVICE  
ADMINISTRATIVE CO.

Enclosure 2

SCHOOLS AND LIBRARIES DIVISION

Box 125 – Correspondence Unit  
100 South Jefferson Road  
Whippany, New Jersey 07981

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**Administrator’s Decision on Appeal-Funding Year 1999-2000**

March 21, 2000

Jody Parsley  
Thomas Crane Public Library  
40 Washington St.  
Quincy, MA 02169

Re: Billed Entity Number: 146167  
Application Number: 135569  
Funding Request Number(s): N/A  
Your Correspondence Dated: October 14, 1999

After thorough review and investigation of your appeal, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company has resolved your appeal seeking approval of additional discounts for the second program year. This letter addresses our decision concerning each Funding Request Number that was included in your letter of appeal for the Application Number cited above. If your letter of appeal addressed more than one Application Number, a separate letter will be issued to inform you of our decision on the appeal of each Application Number.

Funding Request Number: N/A  
Decision on Appeal: Denied in full.

**Denial Reason(s):**

- The contract that you provided show (s) a contract award date of 10/97, which is between 7/11/1997 and 1/29/98. The FCC exempted services covered under such contracts from the 28 day posting requirement for the first program year. However, applicants are required to post those services on a 470 for 28 days in subsequent years before selecting a vendor, entering into a contract, signing and submitting a Form 471.

If you feel further examination of your application is in order, you may file an appeal with the Federal Communications Commission, Office of the Secretary, 445 12<sup>TH</sup> Street, SW, Room TW-A325, Washington, DC 20554. Before preparing and submitting your appeal, please be sure to review the FCC rules concerning the filing of an appeal of an Administrator’s Decision, which are posted to the SLD Web Site at <[www.sl.universalservice.org](http://www.sl.universalservice.org)>. You must file your appeal

with the FCC no later than 30 days from the date of the issuance of this letter, in order for your appeal to be timely filed.

You should now move ahead, if you haven't already done so, with your Form 486 and related post-commitment arrangements for services for which funds have been committed and services have begun to flow. We thank you for your continued support, patience, and cooperation during the appeal process.

Schools and Libraries Division  
Universal Service Administrative Company



CHARLES J. PHELAN, JR.  
Director



*City of Quincy, Massachusetts*

DATA PROCESSING DEPARTMENT

To: Jody Parsley  
CC:  
From: Chuck Phelan Director of Data Processing  
Date: 10/14/99  
Re: Regarding Telecommunications services

- 
1. We are under a seven-year contract with Bell Atlantic that was signed in October 1997 which is a legal contract.
  2. The telecommunications services provided by Bell Atlantic are Tariffed and under seven year contract.
  3. In October of 1997, we had received little or no info on the e-rate and what is eligibility list for the 471. All we knew at that point telecommunication services were eligible.
  4. Schools and Libraries Web site was not on line until December of 1997 and filings of 470 and 471 were not until spring of 1998. Eligibility lists of what was eligible and what was not were not available until early 1998.

470

# Schools and Libraries Universal Service

## Description of Services Requested and Certification Form

Estimated Average Burden Hours Per Response: 6 hours

This form is designed to help schools and libraries describe the eligible telecommunications-related services they seek so that this data can be posted on a website and interested service providers can identify the applicant as a potential customer and compete to serve it.

Please read instructions before completing.

(To be completed by entity that will negotiate with providers.)

**Block 1: Applicant Address and Identifications** (School, library, or consortium desiring Universal Service funding.)

1. Name of Applicant Thomas Crane Public Library 2. Funding Year 1999

3a. NCES School Code (if individual school) or NCES Library Code (if individual library)

3b. Universal Service Control Number (Administrator will insert this) 3c. Applicant ID Number (Administrator will insert this)

4a. Type of Applicant (Check only one box.)  
 school  
 school district  
 library or library consortium under the LSTA  
 consortium of multiple entities

4b. If applicant is a consortium, check all other boxes that apply:  
 includes non-governmental entities ineligible for support  
 entity desires separate bills for each member of consortium  
 entity desires separate bills for some members of consortium  
 region of a state  statewide  multi-state  
 state educational agency  
 local educational agency  
 educational service agency

5. Applicant's Street Address, P.O. Box, or Route Number  
40 Washington St.

City <u>Quincy</u>	State <u>MA</u>	Zip Code <u>02169</u>	Telephone Number <u>617-376-1317</u>	E-mail Address <u>amclaughlin@ci.quincy.ma.us</u>
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6. Contact Person's Name Jocly Parsley

Street Address, P.O. Box, or Route Number (if different from Item 5)

City	State	Zip Code
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Fill in all of the following (if available), and check the preferred mode of contact:  Telephone 617-376-1318  
 FAX 617-376-1318  E-mail jparsley@ci.quincy.ma.us  Mail

**Block 2: Other Characteristics of Applicant**

7a. Number of students 7b. Number of library patrons 84,985

8. Number of buildings to be served 4 9. Number of rooms to be served 49

**Block 3: Summary Description of Needs or Services Requested**

10.  Check if applicant seeks discounts only for eligible services based on one or more existing, binding contract(s) and proceed to Block 4. If so, provide date(s) contract(s) was/were signed \_\_\_\_\_ and its/their termination date(s) \_\_\_\_\_

11.  Check here if you have a Request for Proposal (RFP) available. If the RFP is posted on a website, provide the website address \_\_\_\_\_

(1)	(2) Existing Service	(3) Additional Services Desired	(4) Total Service Desired	(5) Details (Optional)
<b>12. Telecommunications Services</b>				
a. Number of phones that have or require service (See instructions concerning extension phones and fax machines.)	53	50	103	
b. Number of computers that have or require service	42	153	195	
c. Number of high bandwidth video conferencing links		5	5	
d. Specify other (Optional)	3	9	12	(Cable)
<b>13. Internal Connections</b>				
a. Number of buildings with at least some rooms connected	3	1	4	
b. Number of rooms connected	6	43	49	
c. Highest speed of connection	100mg	1Gig		
d. Specify other (Optional)				
<b>14. Internet Access</b>				
a. Number of dial up connections necessary	2		2	
b. Highest speed of such dial up connections	28.8k	56k		
c. Number of direct connections necessary	6		6	
d. Highest speed of such direct connections	T1			
e. Specify other (Optional)				

15. You may provide additional summary information about the services you are requesting to help service providers identify your needs more precisely. You may provide technical requirements or give an informal description of your telecommunications-related goals. You may attach additional pages if necessary.

See attached pages

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## Telecommunications Services

### Telecommunication Lines (Voice and Data)

Voice/Fax Telephone	103
Wireless Service Telephone	15
Computer workstations with modems	5
Leased Data Circuits	5

Bell Atlantic - New England  
787 Washington Street, 2nd Floor  
Newton, MA 02460

Enterprise Market-Regional Accounts

enclosure #5



Mr. Chuck Phelan  
Director Data Processing  
City of Quincy  
1305 Hancock St.  
Quincy, MA 02169

Dear Chuck:

I am writing in response to your recent letter from the Schools & Libraries Corporation. This letter indicates some of the funding requests made on your FCC form 471 have been rejected.

As your Bell Atlantic Account Manager, I am authorized to inform the Schools & Libraries Corporation that the Telecommunication services provided to the Crane Library are Tariffed and under contract for seven years.

I hope this information assists you in your appeal.

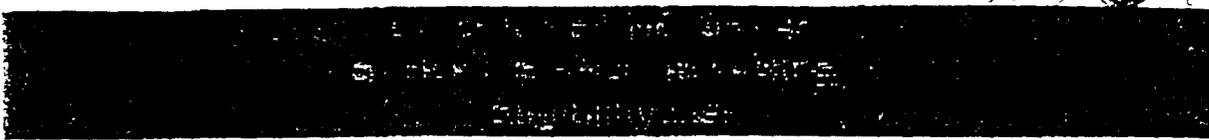
Sincerely,

A handwritten signature in cursive script that reads "Mark Giacomuzzi".

Mark Giacomuzzi  
Corporate Account Manager  
Bell Atlantic

REFERENCE AREA | SEARCH AREA | PROVIDER AREA | HELP

7/10/97



Click here to view Updates to the Eligible Services List as of March 16, 1999  
(soon to be incorporated into the list below)

SERVICE ELEMENTS DESCRIPTION ELIGIBLE PARAGRAPH  
TELECOMMUNICATIONS SERVICES

The primary purpose of the services for which support is sought must be the delivery of services to the classrooms or other places of instruction at schools and libraries that meet the statutory definition of an eligible institution. Support for the administrative functions of library or education programs is permitted so long as the services are part of the network of shared services for learning. Support will be limited to services delivered to the onsite educational facility or facilities.<sup>4</sup>

The Paragraph Cite column represents the paragraph from FCC 97-157, FCC 97-420, Appendix or the FCC Public Notice "Updated Frequently Asked Questions on Universal Service and the Snowe-Rockefeller-Exon-Kerrey Amendment" that is most closely associated with the particular service. The information in the column is not intended to be all inclusive and other references should be considered.

Asynchronous Transfer Mode (ATM)	ATM is a high bandwidth switching technology that can handle all types of traffic such as voice, video, data, images, high quality audio and multimedia. It uses small, fixed size cells and is asynchronous because cells are transmitted through a network on an "as needed" basis and not merely transmitted during specific time intervals. It can be used for both WAN and LAN applications and provides a seamless interworking between the two. ATM is a technology designed to combine the benefits of switching technology with those of packet switching.	Yes	431
Cable TV Access	Only if the service is provided as a commercially available telecommunications service, or part of Internet access, or an internal connection that is necessary to transport information to individual classrooms. Under the cite, cable providers are not normally considered providers of interstate telecommunications.	Conditional	54.703 Appendix I Final Rules 450
CENTREX	A private communications system which consists of a wide variety of features provided by central office software and extended to the customer's premises via local distribution facilities.	Yes	431
Digital Data Service	Sub-T-1 Facilities - Provides a 4 wire synchronous circuit at rates of 2.4, 4.8, 9.6, 56, 64 Kbps. It may be provided either hubbed or non-hubbed.	Yes	431
Direct	Direct Broadcast Satellite (DBS) is a digital system that	No (Revised)	431

Enclosure

	normally considered providers of interstate Telecommunications.		459
<b>Cellular Service</b>	<p>Technology that uses radio transmissions to access other telephone-company networks. Service is provided in a particular area by a low-power transmitter.</p> <p>The cost of Cellular service is eligible for discount, but the cost of telephones, or associated maintenance on the equipment is not.</p> <p>Cellular service is eligible for discount when provided for use at a place of instruction and for educational purposes. The service is not eligible when provided for such uses as security on school buses.</p>	Yes	<p>748</p> <p>FCC Q&amp;A</p> <p>Public Notice</p> <p>July 2, 1997</p>
CENTREX	A private communications system which consists of a wide variety of features provided by central office software and extended to the customer's premises via local distribution facilities.	Yes	431
Coin Telephone Service (Payphone)	Telephone service provided in a public, or semi-public, place and which requires the use of coins, credit card, pre-pay card or other means of payment for the telephone call, at the time of placing the call(s). Formally called coin telephones, payphone service allows the caller to pay for the call in number of ways, including prepaid, collect and third party billed. Both the payphone service and the cost of the actual payphones are ineligible for discount.	No	<p>453</p> <p>459</p> <p>460</p>
Digital Data Service	Sub-T-1 Facilities - Provides a 4 wire synchronous circuit at rates of 2.4, 4.8, 9.6, 56, 64 Kbps. It may be provided either hubbed or non-hubbed.	Yes	431
<b>Digital Subscriber Line (DSL)</b>	Digital Subscriber Line (DSL) is a technology that allows the transmission of voice, data and video over existing copper telephone lines at high speeds. DSL provides dedicated bandwidth that can be up to 278 times faster than a 28.8 Kbps modem, 143 time faster than 56 Kbps modem and 62 times faster than ISDN. There are other DSL technologies that can also qualify for "e" rate. They are SDSL, HDSL, IDSL and VDSL.	Yes	<p>431</p> <p>436</p> <p>437</p>