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TO: Federal Communications Commission
FR: John F. Burke
RE: Appeal of an SLD Decision
DATE: 03/12/2001

MAR 15 2001

FCC MAIL ROOM

Referencing CC Docket Nos. 96-45 and 97-21, I am appealing a "Denied in full" decision on Funding Request Number: 345237 for the Worcester MA Public Schools (Billed Entity Number: 120307. The next four pages (P.1-4) are the appeal sent to the SLD that was ultimately "Denied in Full" (P.5-6). The basis for the denial by the SLD is that the inclusion of maintenance on a router (\$2,201 of the \$57,526 request) changes the request from Internet Access to Internal Connections and therefore no funding.

The last page of this appeal (P.7) contains a response to the denial by Timothy Williams. Tim is the Network Manager for the Worcester Public Schools (WPS) (50 schools, 26,000 pupils). He maintains our very extensive network (over 5000 PC stations). You can see from his email to me that the router is a key and cost effective component for the WPS to connect to the Internet and is crucial for on demand Internet access. It is curious that by using this cost-effective connection to the Internet that the WPS maybe in jeopardy of losing ERATE funds. For example, we could have submitted and had approved a T1 line into each of the 50 schools at a significantly greater cost. But because we use a WAN on the local cable access network at no cost to connect all our 50 sites to one site (where the router is needed) that then connects all the schools to the Internet by the requested 4 T1 lines, we may be in jeopardy of losing ERATE funds.

Based on the email from Tim, I am appealing the SLD decision and ask that full funding be approved. At the very least I am requesting that \$57,526 minus \$2,201 (router maintenance) = \$55,325 be approved for ERATE funding.

Thank You

 03/12/2001

John F. Burke
Information Systems Manager
Worcester Public Schools
20 Irving St
Worcester MA 01609
Phone: 508-799-3611
FAX: 508-799-3119

Noted/Original
JFB



Burke, John

From: Shilinsky, Carol
Sent: Friday, March 09, 2001 1:33 PM
To: Burke, John
Subject: RE: Staff

The following staff should be added to the list:

| | |
|----------------|-----------|
| Iraida Salas | cafeteria |
| Rita Sawyer | cafeteria |
| Christine Zona | cafeteria |
| Laurie Addeo | cafeteria |
| Doreen Friend | cafeteria |
| Marion Rosario | cafeteria |

| | |
|-------------------|-----------------|
| Michael Dupuis | science teacher |
| Josque Rondon | music teacher |
| Kathy Russo | DHH dept. head |
| Sharon Saunders | DHH |
| Cindy Hanslic | DHH |
| Kathleen Kelleher | ESL |
| John Soloperto | ESL |

The following staff should be deleted from the list:

| | |
|----------------------|-----------------|
| Frideriki Athanasiou | cafeteria |
| Bermudez Lydia | cafeteria |
| Rosina Brindisi | cafeteria |
| Linda Crowley | cafeteria |
| Joann Morocco | cafeteria |
| Emmanuel Okrah | science teacher |

Please let me know if you have any questions.
Elaine Dumas (for Carol)

-----Original Message-----

From: Burke, John
Sent: Thursday, March 01, 2001 2:36 PM
To: Shilinsky, Carol
Cc: Johnson, Janice
Subject: Staff

attached is based on HR data ... current ALL school full time staff ... when we meet about next year staffing bring this with you and note any changes ...

<< File: ALL-3-1-01.xls >>

SAGE Status
Week ending 3/9/01

Accomplishments:

- SageNew delivered with Interim/Report Card/Student Inquiry
 - Unfortunately, we uncovered a potential database problem with SageNew and have to get a new version out with the bug fixed.
- New raid controller ordered – new drive delivered and installed
Old Prod server now seems to be functioning okay as our backup server

NOTE: SageCopy should now be available, although we have had to address some login issues after the nightly copy.

Goals for next week:

- continue work with SPED to cleanup Medicaid data
- move older Medicaid billing data to history file to speed up billing process
- Get SageNew installed on all Sage PCs

Other issues:

When SPED is ready, we have suggested admin (Tracy Wheeler, Ellen Marhefka, Midge Wetzel) need a training session with Stella to evaluate the new IEP copy module. Issues of who will be allowed to use this feature also need to be addressed once they have approved of how it works.

TO: Schools and Library Division
FR: John F. Burke
Information Systems Manager
Worcester Public Schools
20 Irving St
Worcester MA 01609
Voice: 508-799-3611
Fax: 508-799-3119
Email: Burkej@worc.k12.ma.us

John F. Burke
5/17/2000

RE: Appeal of a funding commitment decision
DATE: 05/17/2000

Applicant name: Worcester Public School Dist
471 Application number: 170908
Billed Entity Number: 120307
Funding Request Number: 345237

This appeal is based on the following words in the Funding Commitment Report:

Funding Commitment Decision Explanation: Category of service was changed from Telecom Services to Internal Connections.

I do not have a problem with changing from Telecom Services. I have a problem with changing to Internal Connections. The change should be made to Internet Access. Annex A (1 page) is a copy of Block 3 from the 471 application which indicates on f,g,h and j that the application is for Internet access. Annex B (2 pages) shows the description of service and costs indicating again that application is for Internet access. Finally I even named the Applicant Form Identifier as INTERNET-01 to try to emphasize what the application was for.

Therefore this is an appeal to change category of service to Internet Access, which I believe then qualifies for funding. Please contact me if anything more is needed.

P. 1

ANNEX H

FCC Form 471

Services Ordered and Certification Form

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HELP



MAR 15 2001

Applicant's Form Identifier: INTERNET-01
Contact Person: John F. Burke

FCC MAIL ROOM

Entity Number: 120307
Phone Number: (508) 799-3611

Block 2: Minor Modification to Existing Contract?

7. THIS ITEM CANNOT BE FILED ONLINE. You may use this item ONLY to inform the fund administrator of Minor Contract Modifications for previously filed Forms 471, and you may do so ONLY through manual filing on paper. Please call 888-203-8100 for specific instructions.

Block 3: Impact of Services Ordered in this Application

8. Please provide your best estimate of the number of people who will be served by all of the services ordered in THIS Form 471. Schools/school districts complete 8a. Libraries complete 8b. Consortia complete 8a and/or 8b.

| | | | |
|------------------------------------|-------|---|--|
| a. Number of students to be served | 25500 | b. Number of library patrons to be served | |
|------------------------------------|-------|---|--|

9. The following questions seek summary outcome information based on the service ordered in this Form 471 application. Please complete only those rows that are relevant to THIS application.

| IF THIS APPLICATION INCLUDES... | Before Order | After Order |
|--|--------------|-------------|
| a. Telephone service (for schools/school districts/consortia only): How many classrooms had phone service before and after your order? | | |
| b. High-bandwidth voice/data/video service: How many buildings served before and after your order? | | |
| c. High-bandwidth voice/data/video service: Highest speed to a building before and after your order? | | |
| d. Dial-up Internet connections: How many before and after your order? | | |
| e. Dial-up Internet connections: Highest speed before and after your order? | | |
| f. Direct connections to the Internet: How many before and after your order? | 3000 | 3500 |
| g. Direct connections to the Internet: Highest speed before and after your order? | 6MB | 6MB |
| h. Internet access(for schools): How many rooms have Internet access before and after your order? | 1800 | 1900 |
| i. Internet access(for libraries): How many buildings have Internet access before and after your order? | | |
| j. Internet access: How many computers (or other devices) with Internet access before and after your order? | 3000 | 3500 |
| k. Other technology outcomes? | | |

Block 1 Reset Form Block 4

P. 2

WORCESTER PUBLIC SCHOOL DISTRICT (BEN120307) 471 APP#170908
 ATTACHMENT#1

INTERNET ACCESS

TECHNICAL REQUIREMENTS

Table 1: Existing Network and Equipment

| Qty | Internet Service | Part Number/Detail |
|-------|---|----------------------------|
| 1 | Internet Access to Primary Site | |
| 4 T1s | T1 access lines from ISP's POP to Quinsigamond School | 6 mbps effective bandwidth |
| 4 T1s | Internet Service to primary site | 6 mbps effective bandwidth |
| 1 | Cisco 4700 with 100 mbps Ethernet, 4 Serial Ports, and 1 HSSI T3* | CISCO4700-M-CH |
| 4 | Adtran T1 CSU/DSU* | 1202060L1 |
| 1 | Transport Prism 3301 T3 DSU/CSU* | TP-3301 |
| 64 | Internet Access to Secondary Sites | |
| 64 | Internet Service | |
| 8 | Channels on cable TV network | Cable TV agreement |
| 64 | Nortel LCbEA-21 User Bridge 750MHz* | DE3804011 |

The Internet Access Provider will:

Provide Internet service to the WPS primary and secondary sites at 6MPS

Provide maintenance and management of all network equipment (whether existing or vendor provided) to ensure reliable Internet access

Monitor all WPS lines, router ports, and mail server and coordinate prompt and appropriate responses to problems.

p. 3

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ANNEX B P2

MAR 15 2001

One time Charges **FCC MAIL ROOM**

| | |
|--|---------------|
| Cisco Dual Port Serial Module for 4700 | \$1610.00 |
| Male DTE Cable V.35 10' PIX / VPN | \$ 75.00 |
| Cisco Router support 1 yr | \$2201.00 |
| Total | \$3886 |

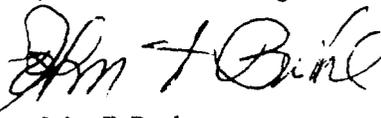
Monthly Charge on Going

| | |
|---|----------------|
| Internet Access from ISP's POP To Worcester Public Schools At 6 mps | \$1170.00 |
| Internet Service to Primary site | \$3300.00 |
| Total Monthly | \$4470 |
| | X 12 |
| Total Yearly | \$53640 |

Project Total

\$57,526

The service provider is SPIN 143004498 Whally Computer Associates Inc. The contract number is ETIS-INTERNET starting on 07/01/2000 and ending on 06/30/2001.



John F. Burke
Information Systems Manager
Worcester Public Schools
20 Irving St
Worcester, MA. 01609
508-799-3611

01/19, 2000

P.4



Administrator's Decision on Appeal - Funding Year 2000-2001

February 20, 2001

John F. Burke
Worcester Public School District
20 Irving St
Worcester, MA 01609

Re: Billed Entity Number: 120307
471 Application Number: 170908
Funding Request Number(s): 345237
Your Correspondence Dated: May 22, 2000

After thorough review and investigation of all relevant facts, the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company ("USAC") has made its decision in regard to your appeal of SLD's Year Three Funding Commitment Decision for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 30-day time period for appealing this decision to the Federal Communications Commission ("FCC"). If your letter of appeal included more than one Application Number, please note that for each application for which an appeal is submitted, a separate letter is sent.

Funding Request Number: 345237
Decision on Appeal: **Denied in full**
Explanation:

- Your appeal states that the category of service for this request should be changed to Internet access, and that discounts should be provided for this request.
- Since your Form 471 included some internal connections services: {maintenance of a school owned router} within your Block 5 request for priority one services, your Form 471 request has been recategorized as a request for internal connections services. On your Form 471 you indicated that your shared discount rate was 71%. For Funding Year Three, there are not sufficient funds to provide internal connections discounts to applicants that are below the 82% shared discount level.
- The services you listed as telecommunications on your Form 471 included some internal connections services. FCC rules require that where demand for funding

exceeds available support, first priority be given to requests for telecommunications services and Internet access. *See* 47 C.F.R. §54.507(g)(1)(i). FCC rules further require that requests for internal connections be given second priority, and be funded only if funds remain after support has been provided for telecommunications and Internet access through all discount levels in a funding year. *See* 47 C.F.R. § 54.507(g)(1)(ii). Where demand for discounts for internal connections exceeds available support, FCC rules require funding be awarded first to applicants eligible for a ninety percent discount level, and then at each descending single discount percentage until funds are depleted. *See* 47 C.F.R. § 54.507(g)(1)(iii). Program procedures further require that funding requests for telecommunications/Internet access services that include internal connections services be recategorized as internal connections services to prevent priority two services (internal connections) being treated as priority one services (telecommunications and Internet access services) for funding decisions. Consequently, SLD denies your appeal because there is insufficient funding for Funding Year Three to provide discounts for internal connections requests to applicants that are below the 82% shared discount level.

If you believe there is a basis for further examination of your application, you may file an appeal with the Federal Communications Commission, Office of the Secretary, 445 12th Street, SW, Room TW-A325, Washington, DC 20554. Please reference CC Docket Nos. 96-45 and 97-21 on the first page of your appeal. 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 on the website at <www.universalservice.org>. **You must file your appeal with the FCC no later than 30 days from the date on this letter for your appeal to be filed in a timely fashion.**

We thank you for your continued support, patience, and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

Burke, John

From: Williams, Timothy
Sent: Thursday, March 08, 2001 10:37 AM
To: Campbell, Charles; Burke, John
Subject: Erate Appeal.doc for your review

The Worcester Public Schools currently uses a single pre-existing Cisco 4700 router. This router is used as the gateway for 50+ schools to connect to the Internet. Due to the high cost of redundancy for the equipment installed, the Worcester Public Schools has no alternative paths to the Internet. This, combined with the incorporation of the Internet into class curriculums, necessitates the constant uptime of our Cisco router. The maintenance contract helps ensure a very limited downtime should failure of some sort occur.

The Worcester Public Schools does not consider the use of our Cisco 4700 router, nor our maintenance contract on this router to be an "internal connection". The 4700 router is the main and only connection the entire WPS uses. We accomplish this with use of our free, pre-existing Wide Area Network. All WPS computers, in 50+ locations, are networked together and pass through the 4700 router to connect to the Internet. This method of connection cuts the overall cost of Internet connectivity for the WPS by tens of thousands of dollars versus installing multiple Internet connections in each of the 50+ locations.

If however the Universal Service Administrative Company still considers the maintenance agreement for the Cisco 4700 router an "internal connection," please omit the maintenance agreement and processes our application without it. The remainder of the application is clearly for Internet access as stated in the USF guidelines.

P. 7