

Intelenet Commission **DOCKET FILE COPY ORIGINAL**
101 West Ohio Street, Suite 800
Indianapolis, IN 46204

RECEIVED

April 10, 2001

APR 16 2001

FCC MAIL ROOM

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

Re: In the matter of: Request for Review by the Intelenet Commission of
Decision on Appeal of Universal Service Administrator
FCC Docket Nos. 96-45 and 97-21

Billed Entity Number: 151654
471 Application Number: 201561
Funding Request Number(s): 454078 & 454127

Contact Name: Bob G. Carnal
Contact Telephone: 317-972-8832
Contact FAX: 317-972-9064
Contact email: bcarnal@admtec.com

On behalf of the Intelenet Commission, we hereby request a review of the Administrator's Decision on Appeal – Funding Year 2000-2001, dated March 16, 2001 (copy attached), as allowed by §54.719.

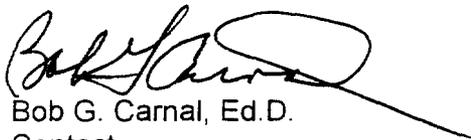
Libraries are eligible for services under the guidelines. Both of the above-captioned FRN's were approved for discount by the SLD for Year Three (applicable pages of Funding Commitment Decision Letter showing approval of both FRN's shown above). In the process of reviewing the application, the entity number for Knox County Public Library was entered twice and was therefore approved for discount - and monies approved under both FRN's. The second library was omitted from the commitment letter. It appears that an entity number had been changed, by hand, on the one page, duplicating the Knox County Public Library entry. Many times during data entry at the SLD, we would receive calls questioning our applications, and requesting changes be made. It appears that the error was a simple clerical or data input error that we sought corrected. We appealed this action (copy attached), asking the SLD to assign one of the two approved FRN's to the omitted library entity. The documentation that was sent with the appeal was from our records that had been reviewed by the SLD with certain amendments made that resulted in the Block 5 pages being omitted from the original file.

No. of Copies rec'd _____
List A B C D E

SLD maintained that the documentation filed was not from the original application. We will concede that pages were changed through mutual agreement during the review process. In reviewing the original pages, we concur that the second library entity was omitted, but the Knox County Public Library had two FRN's.

It is reasonable to cancel one FRN, but we feel it is not reasonable to penalize Knox County Public Library for these clerical errors by denying them any funding. **We respectfully request that the FCC order and direct the SLD to reinstate one of the questioned FRN's for Knox County Public Library, i.e., FRN #454127, upon which no changes were initiated from the original application.** We will drop our request for funding for the other FRN #454078.

Sincerely,



Bob G. Carnal, Ed.D.
Contact

cc: Administrator, Universal Service Administrative Company

Enclosures

USAC

UNIVERSAL SERVICE
ADMINISTRATIVE CO.

Box 125 - Correspondence Unit
80 South Jefferson Road
Whippany, NJ 07981

AT&T Libraries

IC 2000-471-4
SCHOOLS AND LIBRARIES DIVISION

FUNDING COMMITMENT DECISION LETTER

(Funding Year 3: 07/01/2000 - 06/30/2001)

July 14, 2000

INDIANA TELENET COMMISSION

BOB G. CARNAL
303 N. ALABAMA, SUITE 280
INDIANAPOLIS, IN 46204-2152

Re: Form 471 Application Number: 201561
Funding Year 3: 07/01/2000 - 06/30/2001
Billed Entity Number: 151654

Thank you for your 2000-2001 E-rate application and for any assistance you provided throughout our review. We have completed review of your Form 471. This letter is to advise you of our decision(s).

FUNDING COMMITMENT REPORT

On the pages following this letter, we have provided a Funding Commitment Report for the Form 471 application cited above. We have reviewed each Discount Funding Request on your Form 471 application and have assigned a Funding Request Number (FRN) to each Block 5. The enclosed report includes a list of the FRNs from your application. The SLD is also sending this information to your service provider(s) so preparations can be made to begin implementing your E-rate discount(s) upon the filing of your Form 486. Immediately preceding the Funding Commitment Report, you will find a guide that defines each line of the Report.

NEXT STEPS

Once you have reviewed this letter and have determined that some or all of your requests have been funded, your next step to facilitate receipt of discounts as featured in this letter will be to file an FCC Form 486 with the SLD. The Form 486 notifies the SLD to begin payment to your service provider and provides certified indication that your technology plan(s) has been approved. The Form 486 will be mailed to you under separate cover and is also available on the SLD web site at www.sl.universalservice.org. If you are filing a Form 486 for Funding Year 3 services (July 1, 2000 through June 30, 2001), there are certain circumstances under which you will be able to file your Form 486 before the receipt of services. These circumstances are detailed in the letter being sent to you under separate cover and on the web site. As you complete Form 486, you should also contact your service provider to verify they have received notice from the SLD of your funding commitments. After the SLD processes your Form 486, we can begin processing invoices from your service provider(s) so they can be reimbursed for discounted services they have provided you.

TO APPEAL THESE FUNDING COMMITMENT DECISIONS

If you wish to appeal the Funding Commitment Decision(s) (FCD) indicated in this letter, your appeal must be made in writing and RECEIVED BY THE SLD at the address below WITHIN 30 DAYS OF THE ABOVE DATE ON THIS LETTER. 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 readily discuss this appeal with us.

2. Identify which FCD Letter you are appealing. Your letter of appeal must include the applicant name, the Form 471 Application Number, and the Billed Entity Number from the top of your FCD Letter.
3. Identify the particular Funding Request Number (FRN) that is the subject of your appeal. When explaining your appeal, include the precise language or text from the Funding Commitment Decision Letter that is at the heart of your appeal. By pointing us to the exact words that give rise to your appeal, the SLD will be able to more readily understand and respond appropriately to your appeal. Please keep your letter brief and to the point, and provide documentation to support your appeal. Be sure to keep copies of your correspondence and documentation.
4. Provide an original authorized signature on your letter of appeal.

Please send your appeal to: Letter of Appeal, Schools and Libraries Division, Box 125 - Correspondence Unit, 80 South Jefferson Road, Whippany, NJ 07981. Appeals submitted by fax, phone call, and e-mail CANNOT be processed. While we encourage you to resolve your appeal with the SLD first, you have the option of filing an appeal directly with the Federal Communications Commission (FCC): FCC, Office of the Secretary, 445-12th Street SW, Room TW-A325, Washington, DC 20554. Further information regarding filing an appeal directly with the FCC can be found in the "How to Apply, Step-by-Step" area of the SLD web site www.sl.universalservice.org.

NOTICE ON RULES AND FUNDS AVAILABILITY

Applicants' receipt of funding commitments is contingent on their compliance with all statutory, regulatory, and procedural requirements of the universal service mechanisms for schools and libraries. FCC Form 471 Applicants who have received funding commitments continue to be subject to audits and other reviews that SLD or the Federal Communications Commission may undertake periodically to assure that funds have been committed and are being used in accordance with all such requirements. If the SLD subsequently determines that its commitment was erroneously issued due to action or inaction, including but not limited to that by SLD, the Applicant, or Service Provider, and that the action or inaction was not in accordance with such requirements, SLD may be required to cancel these funding commitments and seek repayment of any funds disbursed not in accordance with such requirements. The SLD, and other appropriate authorities (including but not limited to USAC and the FCC), may pursue enforcement actions and other means of recourse to collect erroneously disbursed funds. The timing of payment of invoices may also be affected by the availability of funds based on the amount of funds collected from contributing telecommunications companies.

We look forward to continuing our work with you on connecting our schools and libraries through advanced telecommunications services.

Sincerely,

Kate L. Moore
President, Schools and Libraries Division, USAC

Enclosures

FUNDING COMMITMENT REPORT

Form 471 Application Number: 201561

✓ Funding Request Number: 454070 Funding Status: Funded
 SPIN: 143016461 Service Provider Name: AT&T Technical Services Company
 Contract Number: 1-99
 Services Ordered: Internet Access
 Earliest Possible Effective Date of Discount: 07/01/2000
 Contract Expiration Date: 04/18/2004
 Site Identifier: 130577
 Billing Account Number: LAISB
 Pre-Discount Amount: \$16,500.00
 Discount Percentage Approved by the SLD: 58%
 Funding Commitment Decision: \$9,570.00 - 471 approved as submitted

Jackson Co. P.L.

486

Funding Request Number: 454078 Funding Status: Funded
 SPIN: 143016461 Service Provider Name: AT&T Technical Services Company
 Contract Number: 1-99
 Services Ordered: Internet Access
 Earliest Possible Effective Date of Discount: 07/01/2000
 Contract Expiration Date: 04/18/2004
 Site Identifier: 130693
 Billing Account Number: LAISB
 Pre-Discount Amount: \$16,500.00
 Discount Percentage Approved by the SLD: 65%
 Funding Commitment Decision: \$10,725.00 - 471 approved as submitted

Knox Co P.L.

486

✓ Funding Request Number: 454080 Funding Status: Funded
 SPIN: 143016461 Service Provider Name: AT&T Technical Services Company
 Contract Number: 1-99
 Services Ordered: Internet Access
 Earliest Possible Effective Date of Discount: 07/01/2000
 Contract Expiration Date: 04/18/2004
 Site Identifier: 130779
 Billing Account Number: LAISB
 Pre-Discount Amount: \$16,500.00
 Discount Percentage Approved by the SLD: 57%
 Funding Commitment Decision: \$9,405.00 - 471 approved as submitted

Jasper Co. P.L. (Rensselaer)

486

✓ Funding Request Number: 454083 Funding Status: Funded
 SPIN: 143016461 Service Provider Name: AT&T Technical Services Company
 Contract Number: 1-99
 Services Ordered: Internet Access
 Earliest Possible Effective Date of Discount: 07/01/2000
 Contract Expiration Date: 04/18/2004
 Site Identifier: 130673
 Billing Account Number: LAISB
 Pre-Discount Amount: \$16,500.00
 Discount Percentage Approved by the SLD: 50%
 Funding Commitment Decision: \$8,250.00 - 471 approved as submitted

Jasper - Dubois County Can. P.L.

486

FUNDING COMMITMENT REPORT

Form 471 Application Number: 201561

✓ Funding Request Number: 454127 Funding Status: Funded
 SPIN: 143016461 Service Provider Name: AT&T Technical Services Company
 Contract Number: 1-99
 Services Ordered: Internet Access
 Earliest Possible Effective Date of Discount: 07/01/2000 ⁴⁸⁶
 Contract Expiration Date: 04/18/2004
 → Site Identifier: 130693
 Billing Account Number: LAISB
 Pre-Discount Amount: \$20,800.00
 Discount Percentage Approved by the SLD: 65%
 Funding Commitment Decision: \$13,520.00 - 471 approved as submitted

Knox County P.L.

(2ND)

✓ Funding Request Number: 454129 Funding Status: Funded
 SPIN: 143016461 Service Provider Name: AT&T Technical Services Company
 Contract Number: 1-99
 Services Ordered: Internet Access
 Earliest Possible Effective Date of Discount: 07/01/2000 ⁴⁸⁶
 Contract Expiration Date: 04/18/2004
 Site Identifier: 130457
 Billing Account Number: LAISB
 Pre-Discount Amount: \$16,500.00
 Discount Percentage Approved by the SLD: 62%
 Funding Commitment Decision: \$10,230.00 - 471 approved as submitted

Kokomo-Howard Co. P.L.

✓ Funding Request Number: 454131 Funding Status: Funded
 SPIN: 143016461 Service Provider Name: AT&T Technical Services Company
 Contract Number: 1-99
 Services Ordered: Internet Access
 Earliest Possible Effective Date of Discount: 07/01/2000 ⁴⁸⁶
 Contract Expiration Date: 04/18/2004
 Site Identifier: 130432
 Billing Account Number: LAISB
 Pre-Discount Amount: \$18,800.00
 Discount Percentage Approved by the SLD: 57%
 Funding Commitment Decision: \$10,716.00 - 471 approved as submitted

La Strange Co. P.L.

✓ Funding Request Number: 454138 Funding Status: Funded
 SPIN: 143016461 Service Provider Name: AT&T Technical Services Company
 Contract Number: 1-99
 Services Ordered: Internet Access
 Earliest Possible Effective Date of Discount: 07/01/2000 ⁴⁸⁶
 Contract Expiration Date: 04/18/2004
 Site Identifier: 130313
 Billing Account Number: LAISB
 Pre-Discount Amount: \$16,500.00
 Discount Percentage Approved by the SLD: 50%
 Funding Commitment Decision: \$8,250.00 - 471 approved as submitted

La Porte Co. P.L.

Our Copy

Indiana Intelenet Commission
101 W. Ohio Street, Suite 800
Indianapolis, Indiana 46204

Letter of Appeal
Schools and Libraries Corporation
Box 125-Correspondence Unit
80 South Jefferson Road
Whippany, NJ 07981

This letter is an appeal of the Funding Commitment Decision Letter with the following identifying information:

Contact Name: Bob G. Carnal
Contact Telephone: 317-972-8832
Contact FAX: 317-972-9064
Contact email: bcarnal@admtec.com

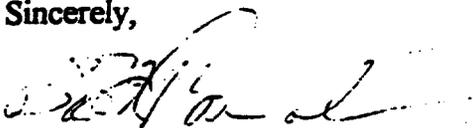
Form 471 Application Number: 201561
Entity: Indiana Intelenet Commission
101 W Ohio Street, Suite 800
Indianapolis, IN 46204
Entity Number: 151654

FRN's subject of appeal: 454078 130693 Knox County Public Library
454127 130693 Knox County Public Library

Knox County Public Library was funded two times with the two FRN's listed above, however, 130700 Ohio Township Public Library was omitted from the FCD Letter. We request that we use FRN 454127 for Knox County Public Library, and either use FRN 454078 for Ohio Township Public Library or you assign a new FRN for that entity. The correct amount for Knox County Public Library found on FRN 454127 is Pre-discount amount of \$20,800 at 65% discount for Funding Commitment Decision of \$13,520.00, and is on the FCD Letter. The Ohio Township Public Library Pre-discount amount is \$9,000.00 at 44% for a requested Funding Commitment of \$3,960.00. I have enclosed copies of our worksheet B, C, and Block 5 to support this appeal.

Thank you for your consideration of this appeal.

Sincerely,



Bob G. Carnal,
Contact

Block 5: Discount Funding Request(s)

Block 5, page 66 of 166

Instructions: Use one Block 5 page for EACH service (Funding Request Number) for which you are requesting discounts.
 Make as many copies of this page as necessary, and number the completed pages to assure that they are all processed correctly.

FRN # 454078 (to be assigned by administrator)

11 Category of Service (only ONE category should be checked) <input type="radio"/> Telecommunications Service <input checked="" type="radio"/> Internet Access <input type="radio"/> Internal Connections	15 Contract Number (if available, use "T" if tariffed services, "MTM" if month-to-month services as described in instructions)	1-99
12 Form 470 Application Number (15 digits) <u>363240000174049</u>	16 Billing Account Number (e.g., billed telephone number)	1A1SB
13 SPIN - Service Provider Identification Number (9 digits) <u>143016461</u>	17 Allowable Contract Date (mm/dd/yyyy, based on Form 470 filing)	03/02/99
14 Service Provider Name <u>AT&T</u>	18 Contract Award Date (mm/dd/yyyy)	04/18/99
	19 Service Start Date (mm/dd/yyyy)	07/01/00
	20 Contract Expiration Date (mm/dd/yyyy)	04/18/04

21 Description of This Service: You MUST attach a description of the service, including a breakdown of components and costs, plus any relevant brand names. Label this description with an Attachment #, and note number in space provided below.
 Attachment # I C 2000-112-4

22 Entity/Entities Receiving This Service:
 a. If the service is site-specific (provided to one site and not shared by others), list the Entity Number of the entity from Block 4 receiving this service: 1306/3
 b. If the service is shared by all entities on a Block 4 worksheet, list the worksheet number (e.g., A-1): _____

Recurring Charges					One-Time Charges			Total Charges		
A	B	C	D	E	F	G	H	I	J	K
Monthly \$ charges (total amount per month for service)	How much of the \$ amount in (A) is ineligible?	Eligible monthly pre-discount amount (A minus B)	# of months service provided in program year	Annual pre-discount \$ amount for eligible recurring charges (D x C)	Annual non-recurring (one-time) \$ charges	How much of the \$ amount in (F) is ineligible?	Annual eligible pre-discount \$ amount for one-time charges (F minus G)	Total program year pre-discount \$ amount (E + H)	% discount (from Block 4 Worksheet)	Funding Commitment \$ Request (J x I)
\$1,375.00	\$0	\$1,375.00	12	\$16,500.00	\$0.00	\$0	\$0.00	\$16,500.00	65%	\$10,725.00

GR
3-22

with original submission

Knox Co PL

* GT/PR/PC:
AP 4-2-00

Block 5: Discount Funding Request(s)

Block 5, page 77 of 166

Instructions: Use one Block 5 page for EACH service (Funding Request Number) for which you are requesting discounts. Make as many copies of this page as necessary, and number the completed pages to assure that they are all processed correctly.

FRN # 454127 (to be assigned by administrator)

11 Category of Service (only ONE category should be checked) <input type="radio"/> Telecommunications Service <input checked="" type="radio"/> Internet Access <input type="radio"/> Internal Connections	15 Contract Number (if available, use "T" if tariffed services, "MTM" if month-to-month services as described in instructions)	1-99
12 Form 470 Application Number (15 digits) <u>363240000174049</u>	16 Billing Account Number (e.g., billed telephone number)	1A1SB
13 SPIN - Service Provider Identification Number (9 digits) <u>143016461</u>	17 Allowable Contract Date (mm/dd/yyyy, based on Form 470 filing)	03/02/99
14 Service Provider Name <u>AT&T</u>	18 Contract Award Date (mm/dd/yyyy)	04/18/99
	19 Service Start Date (mm/dd/yyyy)	07/01/00
	20 Contract Expiration Date (mm/dd/yyyy)	04/18/04

21 Description of This Service: You MUST attach a description of the service, including a breakdown of components and costs, plus any relevant brand names. Label this description with an Attachment #, and note number in space provided below.
 Attachment # I C 2000-112-4

22 Entity/Entities Receiving This Service:
 a. If the service is site-specific (provided to one site and not shared by others), list the Entity Number of the entity from Block 4 receiving this service: 130693
 b. If the service is shared by all entities on a Block 4 worksheet, list the worksheet number (e.g., A-1): _____

Recurring Charges					One-Time Charges			Total Charges		
A	B	C	D	E	F	G	H	I	J	K
Monthly \$ charges (total amount per month for service)	How much of the \$ amount in (A) is ineligible?	Eligible monthly pre-discount amount (A minus B)	# of months service provided in program year	Annual pre-discount \$ amount for eligible recurring charges (D x C)	Annual non-recurring (one-time) \$ charges	How much of the \$ amount in (F) is ineligible?	Annual eligible pre-discount \$ amount for one-time charges (F minus G)	Total program year pre-discount \$ amount (E + H)	% discount (from Block 4 Worksheet)	Funding Commitment \$ Request (J x I)
\$1,375.00	\$0	\$1,375.00	12	\$16,500.00	\$4,300.00	\$0	\$4,300.00	\$20,800.00	65%	\$13,520.00

JR
3-22-00

with original Knox Co PL submission



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

March 16, 2001

Bob G. Carnal
Indiana Intelenet Commission
101 W. Ohio Street, Suite 800
Indianapolis, IN 46204

Re: Billed Entity Number: 151654
471 Application Number: 201561
Funding Request Number(s): 454078, 454127
Your Correspondence Dated: undated, received by SLD 7/28/2000

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: 454078, 454127
Decision on Appeal: **Denied in full**
Explanation:

- Your appeal letter states the Knox County Public Library was funded for the above two FRNs and that the Ohio Township Public Library was omitted from the FCD letter. You request that we use one FRN for Knox and the other for Ohio Township and specify which belongs to which Library. Enclosed with your appeal were the Block 4 and Block 5 sheets for these Libraries.
- A thorough investigation of your original submission did not find a Block 5 for the Ohio Township Public Library. The specific pages you attached to your appeal do not correspond to your original submission. Attached are the original submission pages that correspond to these FRNs and the original submission pages that correspond with the numbered sheets with your appeal (pages 76 and 114).

RECEIVED
MAR 19 2001
INTELENET COMMISSION

- **Please note that SLD cannot accept revised support documentation on appeal. Corrections to the application can not be made once the application is approved, unless proven the error is the fault of SLD. The information submitted on the original application and during the review process until application approval is the responsibility of the applicant. Consequently, SLD denies your appeal.**

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**

