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APR 24 2001

FCC MAIL ROOM

April 20, 2001

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

Re: CC Docket #'s 96-45 & 97-21

To Whom It May Concern:

This is an appeal for decision on: Billed Entity Number: 11744
471 Application Number: 185366
FRN 385369

We were original denied funding because as USAC wrote us: "Funding cap will not provide for Internal Connections 81% discount to be funded."

We were shocked at this answer since we have always been a ninety percent school. We appealed that we were a ninety percent school and even sent in our lunch program papers to prove it.

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FCC CODE

Once again, the SLC rejected our appeal and wrote us the following reason for the rejection of the appeal:

“On your original Form 471 you indicated that 387 of 691 students qualify for free or reduced lunch, in accordance with program rules this equates to an 80% discount. The accuracy of the information submitted on the Form 471 is the responsibility of the applicant. The SLD is unable to increase the discount percentage because it is paramount to requesting funds that were not originally included in your Form 471.”

On checking the site today, we realized that we sent in the correct information and that the error was made 100% on the part of the SLD. We do not know whether this is a computer or human error. However, if you go to the SLD database as we did, please use our access code **75463** and you will see that apparently our information has become transposed with the information of another school named Developmental Disabilities Institute which apparently has the same total number of students but not the same amount of eligible students.

We have provided print screen copies so you can see this directly and marked where the information changes. **The mistake has clearly been made by the SLD, and, therefore appeal your decision not to give our school funding since the mistake is no fault of our own.**

Sincerely,

A handwritten signature in black ink, appearing to read 'J. Silberman', with a long horizontal flourish extending to the right.

Rabbi Jacob Silberman

Encl.

Internet Explorer

File Edit View Favorites Tools Help

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Address: http://www.sl.universalservice.org/FY3_Form471/471PrintInfo.asp?Form471ID=185366&ExtDisplay=471Block=1

Go Links

23a. Monthly Charges: 5.00	23b. Ineligible monthly amt.: 5.00
23c. Eligible monthly amt.: 50.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): 50.00	
23f. Annual non-recurring (one-time) charges: 667,293.25	23g. Ineligible non-recurring amt.: 5.00
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): 667,293.25	
23i. Total program year pre-discount amount (23e + 23h): 667,293.25	
23j. % discount (from Block 4): 60	
23k. Funding Commitment Request (23i x 23j): 5539,834.60	

- 24a. Schools: Y
- 24b. Libraries or Library Consortia: N
- 26a. Individual Technology Plan: Y
- 26b. Higher-Level Technology Plan(s): Y
- 26c. No Technology Plan Needed:
- 27a. Approved Technology Plan(s): N
- 27b. State Approved Technology Plan: Y

Done Start Stop Run Refresh 471 L Corp. 7/3/01 Search Help 10:27 AM

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Internet Explorer
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 Address: http://www.sl.universalservice.org/FY3_Form471/471PrintInfo.asp?Form471ID=185366&ExtDisplay471Block=1 Go Links

2. Entity Number: 13307 3. Rural/Urban: Urban
 4. Student Count: 691 5. NSLP Students: 397 6. NSLP Students/Students: 56.005%
 7. Discount: 60% 8. Weighted Product: 562.8

DDI AGAIN

11. Category of Service: Internal Connections	12. 470 Application Number: 72528000260262
13. SPIN: 143020629	14. Service Provider Name: Future Education Technology, Inc.
15. Contract Number: T	16. Billing Account Number:
17. Allowable Contract Date: 01/14/2000	18. Contract Award Date:
19a. Service Start Date: 01/14/2000	19b. Service End Date:
20. Contract Expiration Date:	
21. Attachment #: 0245	22. Block 4 Entity Number: 13307
23a. Monthly Charges: \$0.00	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$0.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$0.00	
23f. Annual non-recurring (one-time) charges:	23g. Ineligible non-recurring amt.: \$0.00

Done Internet
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Internet Information Services Microsoft Internet Explorer

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Address http://www.sl.universalservice.org/FY3_Form471/471PrintInfo.asp?Form471ID=185366&ExtIDisplay471Block=1

d. Dial-up Internet connections: How many before and after your order?	1	1
e. Dial-up Internet connections: Highest speed before and after your order?	28.8	T1
f. Direct connections to the Internet: How many before and after your order?	2	9
g. Direct connections to the Internet: Highest speed before and after your order?	ISDN	T1
h. Internet access (for schools): How many rooms have Internet access before and after your order?	78	159
i. Internet Access: How many computers (or other devices) with Internet access before and after your order?	172	427

↓ HERE School Switched To DOI

1. School Name: DEVELOPMENTAL DISABILITIES INSTITUTE
2. Entity Number: 13307
3. Rurisdiction: Urban
4. Student Count: 691
5. NSLP Students: 387
6. NSLP Students/Students: 56.005%
7. Discount: 80%
8. Weighted Product: 552.8

NOTE The School has switched in your records from HERE

Start | Run | 471 | Comp... | Y3... | Bath... | HPL... | 10:28 AM

Internet Explorer

File Edit View Favorites Tools Help

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Address http://www.sl.universalservice.org/FY3_Form471/471PrintInfo.asp?Form471ID=185366&ExtDisplay471Block=1

Contact Name: Jason Silberman

Address: 520 BEDFORD AVE

City: BROOKLYN State: NY Zip: 11211 7917

STILL Beth CHANA

Contact Phone: 718-522-7422 Ext:

Contact Fax: 718-862-4364 Ext:

E-mail:

Contact Mode: FAX

Alternate Contact Info.:

Type of Application: SCHOOL

Ineligible Orgs: N

Number of students to be served: 691

Number of library patrons to be served:

SERVICE DESCRIPTION	BEFORE ORDER	AFTER ORDER
a. (Schools/districts/consortia only) Telephone service: How many classrooms had phone service before and after your order?	78	159
b. High-bandwidth voice/data/video service: How many buildings served before and after your order?	6	6
c. High-bandwidth voice/data/video service: Highest speed to a building before and	29.8	T1

Done Internet Start RMA ACT 471 Comp 10:28 AM

PAGE 2 OF Print Screen

**Services Ordered and Certification Form 471
Application Display**

Applicant's Form Identifier: 0228

471 Application Number: 185366 Funding Year: 07/01/2000 - 06/30/2001 Billed Entry Number: 11744

**Name: BETH CHANA SCHOOL FOR GIRLS
Address: 620 BEDFORD AVE
City: BROOKLYN State: NY Zip: 11211 7917
Phone: 718-522-7422 Ext:
Fax: 718-852-4364
E-mail:**

**Contact Name: Jacob Silberman
Address: 620 BEDFORD AVE
City: BROOKLYN State: NY Zip: 11211 7917
Contact Phone: 718-522-7422 Ext:
Contact Fax: 718-852-4364 Ext:**

○ PAGE 1 OF PRINT SCREEN

Beth Chana

**ELEMENTARY & HIGH SCHOOL
FOR GIRLS**



בית חננה

בית ספר לבנות

דחסידי צאנז קלויזענבורג

בנשיאות כ"ק מרן אדמו"ר הגה"ק שליט"א

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FCC MAIL ROOM

December 15, 2000

Schools and Libraries Division
Universal Service Administrative Company
Box 125-Correspondence Unit
100 South Jefferson Road
Whippany, NJ 07891

To Whom It May Concern:

APPEAL

This is an appeal on decision on FRN 385369; 471 Application Number 185366.

We respectfully appeal your decision for no funding on our FRN 385369. Your funding commitment decision explanation states that "Funding cap will not provide for Internal Connections 81% discount to be funded."

Please note that for the last 7 years our school has been operating under Provision B of the lunch program with the understanding that 100% of our students are eligible for free or reduced lunches. In our current year, 498 of 507 students are eligible for free or reduced lunches. We clearly meet the criteria of a 90% discount school under the e-rate program.

Thank you.

Sincerely,

Rabbi Jacob Silberman

Enc.

REIMBURSEMENT CLAIM FOR MORE THAN ONE FEEDING SITE

Month SEPTEMBER 2000 School # 9567 Name BETH CHANA

Address of Feeding Site	620 BEDFORD AVE.	131 LEE AVE.			
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PROGRAM DATA

Current Enrollment	384	123			
Average Daily Attendance					
Average Daily Participation	383	123			
Free Applicants	365	115			
Reduced Applicants	12	6			
Full Applicants	7	2			

LUNCH PROGRAM

# Days Lunch	23	23			
Free	8362	2639			
Reduced	271	138			
Full	160	46			
TOTAL	8793	2823			

BREAKFAST PROGRAM

# Days Breakfast	23	23			
Free	8368	2638			
Reduced	275	136			
Full	161	45			
TOTAL	8804	2819			

BREAKFAST COSTS

Breakfast food expenditures including cost of milk	Gross salaries for all breakfast personnel	Miscellaneous items for breakfast	Equipment
\$ <u>11780.60</u>	\$ <u>1271.83</u>	\$ <u>1622.70</u>	\$ _____

I certify to the best of my knowledge and belief that the above information is true and correct; that the above number of meals were served; I have analyzed and reviewed the counts to ensure their accuracy; the operation of the program(s) was in accordance with the terms of the agreement, as amended; the service of food and milk has been conducted on a nonprofit basis; payment thereof has not been received; and that invoices, other pertinent records and approved price applications, as required by the agreement(s) are on file to substantiate this claim.

Print or Type)

AUTHORIZED SIGNATURE (Original Only)

Name J. HIRSCHFELD
Signature [Handwritten Signature]

Title _____
Date Submitted 11/6/00 19 _____

SIGNATURE must be IN INK, AN ORIGINAL, and that of a PERSON AUTHORIZED BY THE SPONSORING AGENCY. Stamped, initialed, penciled, or proxy signatures are not accepted. SUBMIT: THE ORIGINAL ONLY (KEEP ONE COPY FOR SCHOOL'S FILE)

REIMBURSEMENT CLAIM FOR MORE THAN ONE FEEDING SITE

Month May 2000 School # 9569 Name Beith Chana

Address of Feeding Site	620 Bedford Avenue	131 Lee Avenue			
-------------------------	--------------------------	----------------------	--	--	--

PROGRAM DATA

Current Enrollment	338	190			
Average Daily Attendance	337	169			
Average Daily Participation	337	169			
Free Applicants					
Reduced Applicants					
Full Applicants					

LUNCH PROGRAM

# Days Lunch	27	27			
Free					
Reduced					
Full					
TOTAL	910	4582			

BREAKFAST PROGRAM

# Days Breakfast	27	27			
Free					
Reduced					
Full					
TOTAL	916	4578			

BREAKFAST COSTS

Breakfast food expenditures including cost of milk	Gross salaries for all breakfast personnel	Miscellaneous items for breakfast	Equipment
\$ <u>14,030.23</u>	\$ <u>1271.83</u>	\$ <u>2203.75</u>	\$ _____

I certify to the best of my knowledge and belief that the above information is true and correct; that the above number of meals were served; I have analyzed and reviewed the counts to ensure their accuracy; the operation of the program(s) was in accordance with the terms of the agreement, as amended; the service of food and milk has been conducted on a nonprofit basis; payment thereof has not been received; and that invoices, other pertinent records and approved fee and reduced price applications, as required by the agreement(s) are on file to substantiate this claim.

(Print or Type)
Name J. Hirschfeld
Signature J. Hirschfeld

AUTHORIZED SIGNATURE (Original Only)
Title Administrator
Date Submitted 6/21/00 19__

SIGNATURE must be: IN INK, AN ORIGINAL, and that of a PERSON AUTHORIZED BY THE SPONSORING AGENCY.
Stamped, initialed, penciled, or proxy signatures are not accepted. SUBMIT: THE ORIGINAL ONLY (KEEP ONE COPY FOR SCHOOL'S FILE)



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

March 23, 2001

Rabbi Jacob Silberman
Beth Chana Elementary and High School for Girls
620 Bedford Avenue
Brooklyn, NY 11211

Re: Billed Entity Number: 11744
471 Application Number: 185366
Funding Request Number(s): 385369
Your Correspondence Dated: December 15th, 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: 385369
Decision on Appeal: **Denied in full**
Explanation:

- Your appeal claims that your school is eligible for a 90% discount level. You would like the SLD to increase the discount to 90% and provide discounts for this request.
- On your original Form 471 you indicated that 387 of 691 students qualify for free or reduced lunch, in accordance with program rules this equates to an 80% discount. *The accuracy of the information submitted on the Form 471 is the responsibility of the applicant.* The SLD is unable to increase the discount percentage because it is paramount to requesting funds that were not originally included on your Form 471.
- Your appeal requests additional funds that were not included in the Form 471 in regard to which you are appealing SLD's funding decision. FCC rules require that funding requests

be made on Forms 471. *See* 47 C.F.R. § 54 .504. Funding requests may not be made on appeals of SLD funding commitment decisions. Whether your request can be considered for funding will depend on the date your Form 471 is received and, if it is received after the close of the filing window, whether funds are available. *See* 47 C.F.R. § 54.507(g). Consequently, SLD denies your appeal insofar as it requests funding not requested in the Form 471, which forms the basis of this 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