



Graham Independent School District **DOCKET FILE COPY ORIGINAL**

BRIAN MANN
Assistant Superintendent
for Finance and Technology

MAR 11 2002

December 14, 2001

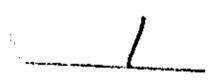
Request for review by the Graham Independent School District of the Decision of Universal Service Administrator.

Billed Entity Number: 141018
471 Application Number: 231786
Funding Request Numbers: 552587, 552594, 680205, 680228, 680231
Reference Docket: 96-45 and 97-21
To Whom It May Concern:

Upon receiving the decision of the SLD to deny the district funds for the 2001-2002 school year we again investigated the reasons for us to be denied funds. We feel that after further review and a better understanding of the reasons we were denied, we can address all laws and other concerns that led to the decision not to fund our district.

In our appeal to the SLD, we made a mistake based on a misunderstanding on our part. When we read the reasons for not being funded for the 01-02 school year, we were under the impression that we had signed and sent the forms in too early. We had documentation showing that we did not submit the forms too early. We sent that documentation to the SLD in an appeal letter. We now realize that were denied because the superintendent signed block 6 before the 28 day window was closed. The superintendent does not fill out the application or any of the forms required during the process. He only signs the forms placed before him. At the time that he signed block 6 (12/08/00), it was 4 days before the 28 day window would expire, the other forms were not filled out and completed. All other forms were filled out by myself and one of the secretaries. Block 6 had been placed on his desk for his signature early because he is often out of the office. It was our attempt to have all forms signed, completed and mailed before the upcoming Christmas holidays. It is critical that we point out we did not violate the bidding laws. The only sheet filled out too early was his signature page (block 6).

We sincerely apologize for the confusion surrounding this issue. It is imperative to a district our size that we receive the e-rate funding. The amount is close to \$80,000 and this is a substantial amount in our annual budget.


BRIAN MANN

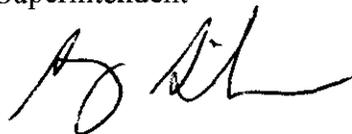
Enclosed are copies of our appeal letter, SLD decision letters and copies of other pertinent information. Again we would like to apologize for our misunderstanding and ask for you to consider our current appeal.

Sincerely,

A handwritten signature in black ink that reads "Brian Mann". The letters are cursive and fluid.

Brian Mann
Asst. Superintendent

C/O Greg Gibson
Superintendent

A handwritten signature in black ink that appears to read "Greg Gibson". The signature is highly stylized and cursive.



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal - Funding Year 2000-2002

November 27, 2001

Brian Mann
Assistant Superintendent of Finance & Technology
Graham Independent School District
400 Third Street
Graham, TX 76450

MAR 11 2002

Re: Billed Entity Number: 141018
471 Application Number: 231786
Funding Request Number(s): 552587, 552594, 680205, 680228, 680231
Your Correspondence Dated: August 13, 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: 552587, 552594, 680205, 680228, 680231

Decision on Appeal: **Denied in full.**

Explanation:

- Your letter of appeal states the superintendent of Graham Independent School District signed the Form 471 application on 12/8/2000 but waited until 12/14/2000 to mail it in.
- Your Form 470 (Application Number: 649320000308193) was posted on 11/14/2000. In your Form 470 Receipt Notification Letter, SLD notified you that the earliest date upon which you could sign and submit your Form 471 was 12/12/2000. You signed the Form 471 on 12/08/2000. You have not claimed that this Form 471 relates to a different Form 470 other than the Form 470 indicated above. Consequently, SLD denies your appeal because your application did not comply with the competitive bidding requirement that your Form 470 be posted on the website for 28 days prior to your signing and/or submitting your Form 471.

- You signed and/or submitted your Form 471 prior to the expiration of the 28 day posting period. FCC rules require that except under limited circumstances, all Forms 470 received be posted on the website for 28 days, and that applicants carefully consider all bids received before selecting a vendor, entering into an agreement or signing a contract, and signing and submitting a Form 471. *See* 47 C.F.R. §§ 54.504, 54.511(a), (c). FCC rules further require that the Administrator send the applicant a confirmation when the Form 470 has been posted, and inform the applicant of the date after which the applicant may sign a contract with the vendor it selects. *See* 47 C.F.R. § 54.504(b)(4). These competitive bidding requirements help ensure that applicants receive the lowest pre-discount price from vendors. *See Federal-State Joint Board on Universal Service, CC Docket No. 96-45, Order on Reconsideration, 12 FCC Rcd 10095, 10098 ¶ 9 (1997).*

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

Mailed B-10-01



Graham Independent School District

BRIAN MANN
Assistant Superintendent
for Finance and Technology

NOV 11 2002

This is a letter of appeal. It is in regard to the Funding Commitment Decision Letter dated August 7, 2001. It concerns Funding Year 4: 07/01/2001-06/30/2002. The applicant is Graham Independent School District, the Form 471 Application Number is 231786, and the Billed Entity Number is 141018. The person you will need to contact regarding this is Brian Mann. You may reach him at 400 Third Street, Graham, Tx. Phone (940)-549-0595, fax (940)-549-8656, or Email brian.mann@esc9.net

The Funding Request Numbers 552587, 552594, 680205, 680228, and 680231 are the subject of appeal. The Funding Commitment Decision was denial due to: Signature Violation, and the FCD explanation was: FRN is for new services and the 471 application is signed before the ACD and the ACD in on or before the window close date.

The application was signature dated 12/8/2000, which is the date the Graham ISD Superintendent signed the form. The application was held and not mailed until 12/14/00. Our 28 day waiting period started on 11/11/00 thru 12/12/00. The post mark date in your computer will verify that we mailed the envelope outside the 28 day window. Please review your denial decision due to the fact it is based on a signature date only, and not on a mailing date. We sincerely apologize for any confusion about these dates, and ask that you seriously consider our appeal for these funds. They are extremely important to our school district.

Sincerely,

Brian Mann

Authorized Signature



FUNDING COMMITMENT DECISION LETTER

(Funding Year 4: 07/01/2001 - 06/30/2002)

August 7, 2001

GRAHAM INDEP SCHOOL DISTRICT
BRIAN MANN
400 3RD STREET
GRAHAM, TX 76450-3966

Re: Form 471 Application Number: 231786
Funding Year 4: 07/01/2001 - 06/30/2002
Billed Entity Number: 141018

Thank you for your 2001-2002 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 (ERN) to each Block 5. The enclosed report includes a list of the ERNs 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 and instructions can be found on the SLD web site at <www.sl.universalservice.org> or you can call the SLD Client Service Bureau at 1-888-203-8100 and ask that the form be sent to you. The new Form 486, dated July 2001 in the lower right corner, MUST be used for Funding Year 4 and for any previous funding years once it becomes available. Subsequent submissions of earlier versions of the Form 486 will be returned to you and will not be able to be processed. 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.

On December 21, 2000, the Children's Internet Protection Act was signed into law. That law will require schools and libraries that receive Universal Service discounts for certain services to adopt an Internet safety policy incorporating the use of filtering or blocking technology on computers with Internet access as a condition of receiving those discounts. THE LAW DOES NOT, HOWEVER, REQUIRE THIS TO BE IN PLACE FOR FUNDING YEAR 4. RECIPIENTS WILL HAVE TO CERTIFY, HOWEVER, THAT THEY ARE UNDERTAKING SUCH ACTIONS, INCLUDING NECESSARY PROCUREMENT PROCEDURES, TO PUT SUCH TECHNOLOGY PROTECTION MEASURES IN PLACE. For Funding Year 4 (the Funding Year beginning July 1, 2001), Billed Entities filing Form(s) 486 may encounter one or more situations that will affect their filing deadline(s). See the requirements for Funding Year 4 below and the Form 486

FUNDING COMMITMENT REPORT

Form 471 Application Number: 231786
Funding Request Number: 552658 Funding Status: Not Funded
Services Ordered: Internal Connections
SPIN: 143022735 Service Provider Name: PING Technology
Contract Number: 43
Billing Account Number: GRAHAM
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$1,979.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Srvc/Discnt will NOT be funded
Funding Commitment Decision Explanation: Funding cap will not provide for Internal Connections < 90% discount to be funded. Please see WWW.SL.UNIVERSALSERVICE.ORG for further details.

Funding Request Number: 680205 Funding Status: Not Funded
Services Ordered: Telecommunications Service
SPIN: 143000597 Service Provider Name: South #5 RSA LP, dba Brazos Cel
Contract Number: MTM
Billing Account Number: 940-550-5528
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$7,800.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Signature Violation
Funding Commitment Decision Explanation: FRN is for new services and the 471 application is signed before the ACD and the ACD is on or before the window close date

Funding Request Number: 680228 Funding Status: Not Funded
Services Ordered: Internet Access
SPIN: 143020932 Service Provider Name: Digital Passage, Inc.
Contract Number: MTM
Billing Account Number: A1001439
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$1,800.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Signature Violation
Funding Commitment Decision Explanation: FRN is for new services and the 471 application is signed before the ACD and the ACD is on or before the window close date

Funding Request Number: 680231 Funding Status: Not Funded
Services Ordered: Internet Access
SPIN: 143017000 Service Provider Name: Region 9 Education Service Cer
Contract Number: 252-901-00
Billing Account Number: 35
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$5,400.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Signature Violation
Funding Commitment Decision Explanation: FRN is for new services and the 471 application is signed before the ACD and the ACD is on or before the window close date

FUNDING COMMITMENT REPORT

Form 471 Application Number: 231786
Funding Request Number: 552587 Funding Status: Not Funded
Services Ordered: Telecommunications Service
SPIN: 143004662 Service Provider Name: Southwestern Bell Telephone Com:
Contract Number: T
Billing Account Number: 940-549-0595
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$38,520.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Signature Violation
Funding Commitment Decision Explanation: ERN is for new services and the 471 application is signed before the ACD and the ACD is on or before the window close date

Funding Request Number: 552594 Funding Status: Not Funded
Services Ordered: Telecommunications Service
SPIN: 143004662 Service Provider Name: Southwestern Bell Telephone Com:
Contract Number: T
Billing Account Number: 940-549-0595
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$24,000.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Signature Violation
Funding Commitment Decision Explanation: ERN is for new services and the 471 application is signed before the ACD and the ACD is on or before the window close date

Funding Request Number: 552637 Funding Status: Not Funded
Services Ordered: Internal Connections
SPIN: 143001173 Service Provider Name: NTS Communications, Inc.
Contract Number: JGW12082000/02
Billing Account Number: 940-549-0595
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$1,513.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Srvc/Discnt will NOT be funded
Funding Commitment Decision Explanation: Funding cap will not provide for Internal Connections < 90% discount to be funded. Please see WWW.SL.UNIVERSALSERVICE.ORG for further details.

Funding Request Number: 552648 Funding Status: Not Funded
Services Ordered: Internal Connections
SPIN: 143002753 Service Provider Name: Brazos Tel. Coop. Inc.
Contract Number: J04400
Billing Account Number: GLC00
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$1,625.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Srvc/Discnt will NOT be funded
Funding Commitment Decision Explanation: Funding cap will not provide for Internal Connections < 90% discount to be funded. Please see WWW.SL.UNIVERSALSERVICE.ORG for further details.

USAC

Schools and Libraries Division
Box 125 - Correspondence Unit
80 South Jefferson Road
Whippany, New Jersey 07981

00098
GRAHAM INDEP SCHOOL DISTRICT
BRIAN MANN
400 3RD STREET
GRAHAM, TX 76450-3966



Sent 12-18-00

**Schools and Libraries Universal Service
Services Ordered and Certification Form 471**

Estimated Average Burden Hours Per Response: 4 hours

This form asks schools and libraries to list the eligible telecommunications-related services they have ordered and estimate the annual charges for them so that the Fund Administrator can set aside sufficient support to reimburse providers for services.

Please read instructions before beginning this application. (See www.sl.universalservice.org for filing this form online)

Applicant's Form Identifier: 2001A471
(Create your own code to identify THIS Form 471)

Form 471 Application #: _____
(To be inserted by Fund Administrator)

Block 1: Billed Entity Information

(The "Billed Entity" is the entity paying the bills for the services listed on this form.)

1 Name of Billed Entity (30 characters max.) Graham Indep School District

2 Funding Year: July 1 2001 through June 30, 2002 3 Entity Number (up to 10 digits) 141018

4a Street Address, P.O. Box, 400 3rd Street
or Route Number

City Graham State TX Zip Code 76450-3966

b Telephone Number (10 digits + ext.) 940-549-0595 ext. _____

c Fax Number (10 digits) 940-549-8656

d E-mail Address (50 characters max.)

5 Type of Application School (public or non-public school)
 School District (LEA; public or non-public (e.g., diocesan) local district representing multiple schools)
 Library (library (i.e. outlet/branch, system))
 Consortium Check here if any members of this consortium are ineligible non-governmental entities.

6a Contact Person's Name Brian Mann
First, fill in every item of the Contact Person's information below that is different from Item 4, above.
Then check the box next to the preferred mode of contact. (At least one box MUST be checked.)

b Street Address, P.O. Box, or Route Number _____
City _____ State _____ Zip Code _____

c Telephone Number (10 digits + ext.) 940-549-0595 ext. _____

d Fax Number (10 digits) () _____

e E-mail Address (50 characters max.)

f Holiday/vacation/summer contact information: Brian Mann, 940-549-1644

Block 2: Minor Modification to Existing Contract?

7 Check if this Form 471 represents a minor modification, such as a modification of services, to a Form 471 for which you already have a Receipt Acknowledgement Letter. Provide the data requested below, attach a Description of Services highlighting the modified service, and sign Block 6.

Form 471 Application #: _____ Funding Request Number: _____

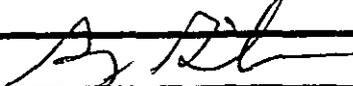
Minor modification requests can be filed MANUALLY only. Please see www.sl.universalservice.org for filing instructions.

Do not write in this area

| | |
|----------------------------------|---|
| Entity Number <u>141018</u> | Applicant's Form Identifier <u>2001A471</u> |
| Contact Person <u>Brian Mann</u> | Phone Number <u>940-549-0595</u> |

Block 6: Certifications and Signature

- 24 The entities listed in Block 4 of this application are eligible for support because they are: (Check one or both.)
- a schools under the statutory definitions of elementary and secondary schools found in the Elementary and Secondary Education Act of 1965, 20 U.S.C. Secs. 8801(14) and (25), that do not operate as for-profit businesses and do not have endowments exceeding \$50 million; and/or
 - b libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any schools, including, but not limited to, elementary and secondary schools, colleges, or universities.
- 25 The eligible schools and libraries listed in Block 4 of this application have secured access to all of the resources, including computers, training, software, maintenance, and electrical connections necessary to make effective use of the services purchased as well as to pay the discounted charges for eligible services.
- 26 All of the schools and libraries or library consortia listed in Block 4 of this application are covered by:
- a an individual technology plan for using the services requested in this application; and/or
 - b higher-level technology plan(s) for using the services requested in this application; or
 - c no technology plan needed; applying for basic local and long distance telephone service only.
- 27 Status of technology plans (if representing multiple entities with mixed technology plan status, check both a and b):
- a technology plan(s) has/have been approved; and/or
 - b technology plan(s) will be approved by a state or other authorized body; or
 - c no technology plan needed; applying for basic local and long distance telephone service only.
- 28 I certify that the entities eligible for support that I am representing have complied with all applicable state and local laws regarding procurement of services for which support is being sought.
- 29 I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value.
- 30 I certify that the entity(ies) I represent has complied with all program rules and I acknowledge that failure to do so may result in denial of discount funding and/or cancellation of funding commitments.
- 31 I understand that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the service, receive an appropriate share of benefits from those services.
- 32 I recognize that I may be audited pursuant to this application. I will retain for five years any and all worksheets and other records that I rely upon to fill out this application, and, if audited, will make available to the Administrator such records.
- 33 I certify that I am authorized to submit this request on behalf of the above-named entities, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

| | |
|--|------------------------|
| 34 Signature of authorized person  | 35 Date <u>12-8-00</u> |
| 36 Printed name of authorized person <u>Greg Gibson</u> | |
| 37 Title or position of authorized person <u>Superintendent</u> | |
| 38 Telephone number of authorized person: <u>940-549-0595</u> ext. _____ | |
| Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001. | |
| The Americans with Disabilities Act, the Individuals with Disabilities Education Act and the Rehabilitation Act may impose obligations on entities to make the services purchased with these discounts accessible to and usable by people with disabilities. | |



FUNDING COMMITMENT DECISION LETTER

(Funding Year 4: 07/01/2001 - 06/30/2002)

August 7, 2001

GRAHAM INDEP SCHOOL DISTRICT
BRIAN MANN
400 3RD STREET
GRAHAM, TX 76450-3966

Re: Form 471 Application Number: 231786
Funding Year 4: 07/01/2001 - 06/30/2002
Billed Entity Number: 141018

Thank you for your 2001-2002 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

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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 and instructions can be found on the SLD web site at <www.sl.universalservice.org> or you can call the SLD Client Service Bureau at 1-888-203-8100 and ask that the form be sent to you. The new Form 486, dated July 2001 in the lower right corner, MUST be used for Funding Year 4 and for any previous funding years once it becomes available. Subsequent submissions of earlier versions of the Form 486 will be returned to you and will not be able to be processed. 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.

On December 21, 2000, the Children's Internet Protection Act was signed into law. That law will require schools and libraries that receive Universal Service discounts for certain services to adopt an Internet safety policy incorporating the use of filtering or blocking technology on computers with Internet access as a condition of receiving those discounts. THE LAW DOES NOT, HOWEVER, REQUIRE THIS TO BE IN PLACE FOR FUNDING YEAR 4. RECIPIENTS WILL HAVE TO CERTIFY, HOWEVER, THAT THEY ARE UNDERTAKING SUCH ACTIONS, INCLUDING NECESSARY PROCUREMENT PROCEDURES, TO PUT SUCH TECHNOLOGY PROTECTION MEASURES IN PLACE. For Funding Year 4 (the Funding Year beginning July 1, 2001), Billed Entities filing Form(s) 486 may encounter one or more situations that will affect their filing deadline(s). See the requirements for Funding Year 4 below and the Form 486

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,

Schools and Libraries Division
Universal Service Administrative Company

Enclosures

A GUIDE TO THE FUNDING COMMITMENT REPORT

Attached to this letter will be a report for each E-rate funding request from your application. We are providing the following definitions.

FUNDING REQUEST NUMBER (FRN): A Funding Request Number is assigned by the SLD to each Block 5 of your Form 471 once an application has been processed. This number is used to report to Applicants and Service Providers the status of individual discount funding requests submitted on a Form 471.

FUNDING STATUS: Each FRN will have one of three definitions: "Funded," "Not Funded," or "As Yet Unfunded."

1. An FRN that is "Funded" will be approved at the level that SLD determined is appropriate for that item. The funding level will generally be the level requested unless the SLD determines during the application review process that some adjustment is appropriate.
2. An FRN that is "Not Funded" is one for which no funds will be committed. The reason for the decision will be briefly explained in the "Funding Commitment Decision," and amplification of that explanation may be offered in the section, "Funding Commitment Decision Explanation." An FRN may be "Not Funded" because the request does not comply with program rules, or because the total amount of funds in the Universal Service Fund was insufficient to fund all requests.
3. An FRN that is "As Yet Unfunded" reflects a temporary status that is assigned to an FRN when the SLD is uncertain at the time the letter is generated whether there will be sufficient funds to make commitments for requests for internal connections at a particular discount level. For example, if your application included requests for discounts on both telecommunications services and internal connections, you might receive a letter with our funding commitment for your telecommunications funding requests and a message that your internal connections requests are "As Yet Unfunded." You would receive a subsequent letter(s) regarding the funding decision on your internal connections requests.

SERVICES ORDERED: The type of service ordered from the service provider, as shown on Form 471.

SPIN (Service Provider Identification Number): A unique number assigned by the Universal Service Administrative Company to service providers seeking payment from the Universal Service Fund for participating in the universal service support programs. A SPIN is also used to verify delivery of services and to arrange for payment.

SERVICE PROVIDER NAME: The legal name of the service provider.

CONTRACT NUMBER: The number of the contract between the eligible party and the service provider. This will be present only if a contract number was provided on Form 471.

BILLING ACCOUNT NUMBER: The account number that your service provider has established with you for billing purposes. This will be present only if a Billing Account Number was provided on Form 471.

EARLIEST POSSIBLE EFFECTIVE DATE OF DISCOUNT: The first possible date of service for which the SLD will reimburse service providers for the discounts for the service.

CONTRACT EXPIRATION DATE: The date the contract expires. This will be present only if a contract expiration date was provided on Form 471.

SITE IDENTIFIER: The Entity Number listed in Form 471, Block 5, Item 22a will be listed. This will appear only for "site specific" FRNs.

PRE-DISCOUNT AMOUNT: Amount in Form 471, Block 5, Item 23, Column I, as determined through the application review process.

DISCOUNT PERCENTAGE APPROVED BY THE SLD: This is the discount rate that the SLD has approved for this service.

FUNDING COMMITMENT DECISION: This represents the total amount of funding that the SLD has reserved to reimburse service providers for the approved discounts for this service through June 30, 2002. It is important that you and the service provider both recognize that the SLD should be invoiced and the SLD may direct disbursement of discounts only for eligible, approved services actually rendered.

FUNDING COMMITMENT DECISION EXPLANATION: This entry may amplify the comments in the "Funding Commitment Decision" area.

Instructions for more information on filing deadlines to ensure that your discounts can be paid retroactively to the Service Start Date. You are advised to keep proof of the date of mailing.

1. If Funding Year 4 services start on or before Sunday, October 28, 2001, and the date of your Funding Commitment Decision Letter is before Sunday, October 28, 2001, your Form 486 must be postmarked on or before October 28, 2001 in order for discounts to be paid retroactively to the Service Start Date. Failure to meet this certification deadline will result in reduced funding.
2. If your services start after October 28, 2001, your Form 486 must be postmarked no later than 120 days after the Service Start Date or 120 days after the date of the Funding Commitment Decision Letter, whichever is later, in order for discounts to be paid retroactively to the Service Start Date. Failure to meet this filing deadline will result in reduced funding.

You may also check the SLD web site at <www.sl.universalservice.org> or call the Client Service Bureau at 1-888-203-8100 for more information about how this new law might impact universal service discounts and any needed documentation for Funding Year 4 (July 1, 2001-June 30, 2002).

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 SCHOOLS AND LIBRARIES DIVISION (SLD) at the SLD address below WITHIN 30 DAYS OF THE ABOVE DATE ON THIS LETTER. Failure to meet this requirement will result in automatic dismissal of your appeal. 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. State outright that your letter is an appeal. Identify which FCD Letter you are appealing. Indicate the relevant funding year and the date of the Funding Commitment Decision Letter. Your letter of appeal must also 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 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. You should refer to CC Docket Nos. 96-45 and 97-21 on the first page of your appeal to the FCC. Your appeal must be made in writing and RECEIVED BY THE FCC at the FCC address above WITHIN 30 DAYS OF THE ABOVE DATE ON THIS LETTER. Failure to meet this requirement will result in automatic dismissal of your appeal. Further information regarding filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference 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

FUNDING COMMITMENT REPORT

Form 471 Application Number: 231786
Funding Request Number: 552587 Funding Status: Not Funded
Services Ordered: Telecommunications Service
SPIN: 143004662 Service Provider Name: Southwestern Bell Telephone Com
Contract Number: T
Billing Account Number: 940-549-0595
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$38,520.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Signature Violation
Funding Commitment Decision Explanation: ERN is for new services and the 471 application is signed before the ACD and the ACD is on or before the window close date

Funding Request Number: 552594 Funding Status: Not Funded
Services Ordered: Telecommunications Service
SPIN: 143004662 Service Provider Name: Southwestern Bell Telephone Cor
Contract Number: T
Billing Account Number: 940-549-0595
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$24,000.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Signature Violation
Funding Commitment Decision Explanation: ERN is for new services and the 471 application is signed before the ACD and the ACD is on or before the window close date

Funding Request Number: 552637 Funding Status: Not Funded
Services Ordered: Internal Connections
SPIN: 143001173 Service Provider Name: NTS Communications, Inc.
Contract Number: JGW12082000/02
Billing Account Number: 940-549-0595
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$1,513.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Srvc/Discnt will NOT be funded
Funding Commitment Decision Explanation: Funding cap will not provide for Internal Connections < 90% discount to be funded. Please see WWW.SL.UNIVERSALSERVICE.ORG for further details.

Funding Request Number: 552648 Funding Status: Not Funded
Services Ordered: Internal Connections
SPIN: 143002753 Service Provider Name: Brazos Tel. Coop. Inc.
Contract Number: J04400
Billing Account Number: GLC00
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$1,625.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Srvc/Discnt will NOT be funded
Funding Commitment Decision Explanation: Funding cap will not provide for Internal Connections < 90% discount to be funded. Please see WWW.SL.UNIVERSALSERVICE.ORG for further details.

FUNDING COMMITMENT REPORT

Form 471 Application Number: 231786
Funding Request Number: 552658 Funding Status: Not Funded
Services Ordered: Internal Connections
SPIN: 143022735 Service Provider Name: PING Technology
Contract Number: 43
Billing Account Number: GRAHAM
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$1,979.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Srvc/Discnt will NOT be funded
Funding Commitment Decision Explanation: Funding cap will not provide for Internal Connections < 90% discount to be funded. Please see WWW.SL.UNIVERSALSERVICE.ORG for further details.

Funding Request Number: 680205 Funding Status: Not Funded
Services Ordered: Telecommunications Service
SPIN: 143000597 Service Provider Name: South #5 RSA LP, dba Brazos Cel.
Contract Number: MTM
Billing Account Number: 940-550-5528
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$7,800.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Signature Violation
Funding Commitment Decision Explanation: FRN is for new services and the 471 application is signed before the ACD and the ACD is on or before the window close date

Funding Request Number: 680228 Funding Status: Not Funded
Services Ordered: Internet Access
SPIN: 143020932 Service Provider Name: Digital Passage, Inc.
Contract Number: MTM
Billing Account Number: A1001439
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$1,800.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Signature Violation
Funding Commitment Decision Explanation: FRN is for new services and the 471 application is signed before the ACD and the ACD is on or before the window close date

Funding Request Number: 680231 Funding Status: Not Funded
Services Ordered: Internet Access
SPIN: 143017000 Service Provider Name: Region 9 Education Service Cent
Contract Number: 252-901-00
Billing Account Number: 35
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 06/30/2002
Pre-Discount Amount: \$5,400.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Signature Violation
Funding Commitment Decision Explanation: FRN is for new services and the 471 application is signed before the ACD and the ACD is on or before the window close date