



# MARIN COUNTY

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## OFFICE OF EDUCATION

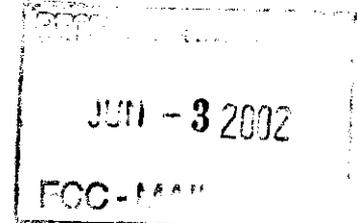
1111 LAS GALLINAS AVENUE / P.O. BOX 4925  
 SAN RAFAEL, CA 94913-4925  
 marincoe@marin.k12.ca.us

MARY JANE BURKE  
 MARIN COUNTY  
 SUPERINTENDENT OF SCHOOLS

(415) 472-4110  
 FAX (415) 491-6625  
 TDD (415) 491-6611

May 30, 2002

Federal Communications Commission  
 Office of the Secretary  
 445-12<sup>th</sup> Street, S.W.  
 Washington, DC, 20554



**RE: CC Docket Nos. 96-45 and 97-21**  
**Request for Waiver of Application Window for Program Year 5, 2002-2003**

Billed Entity Number: 144244  
 Form 471 Application Number: 303207  
 Funding Year: 07/01/2002 – 06/30/2003  
 Funding Request Number: 780104  
 Funding Request Number: 781274  
 Funding Request Number: 781313  
 SPIN: 143002665

This is a letter of appeal regarding our application for Telecommunication Services, Fund Year 5 Form 471 Certification Rejection Letter.

The Rejection letter states "**the Signature in Block 6, Item 34, of the FCC Form 471 submitted is blank**".

We wish to appeal this decision based on our humanity. We diligently collected all of the attachments for each of the 11 funding application packages in order to be delivered during the funding year window and missed signing one signature block. It was a human mistake. We had 11 packages to sign and one missed the signature, it was dated but not signed.

We understand that there are rules and regulations. And if we were all machines, we would not ask for grace. But we all have tendencies as humans to make mistakes, we ask that you would grant us grace and allow this application within the window for Funding Year 5.

No. of Copies rec'd 0  
 List ABCDE \_\_\_\_\_

Federal Communications Commission  
Office of the Secretary  
May 30, 2002  
Page 2

If the funding requests were not so great, we would concede and let the matter go. However, the estimate of total funding that we would lose is approximately \$16,074.00 for FRN 780104, \$72,960.00 for FRN 781274, and \$15,960.00 for FRN 781313.

The Marin County Office of Education is the Internet service provider, providing Web access and email service for over 30,000 Marin County students, 70 schools and 19 school districts. The funding we have received in the past year has been put back into the schools and districts education of the children and allowed the children to become Web and email literate. Denying our application due to a missed signature in a package of 11 applications would stop the programs that have been put into place since the ERATE program began.

Please reconsider and accept our application within the window for the funding year. The ERATE program was put into place to help lift the burden financially that learning institutions have in providing the highest level of education to our treasure - our children.

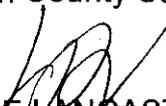
Enclosed is the corrected copy of the application: FRM RLY YR5, Form 471 Application Number 303207. Please note that the Rejection Letter sent to our office was dated January 24, 2002. In the letter it states that a new or corrected certification must be postmarked by January 17, 2002. We received the letter today, January 29, 2002 (after the deadline stated) but we are resubmitting a corrected copy immediately.

Thank you for your consideration in this matter. I may be contacted at:

Dane Lancaster  
Marin County Office of Education  
Dane Lancaster  
1111 Las Gallinas Avenue  
San Rafael, CA 94903  
Phone: 415/499-5847 Fax: 415/491-6620  
E-Mail-dane@marin.k12.ca.us

Sincerely,

MARY JANE BURKE  
Marin County Superintendent of Schools

  
DANE LANCASTER  
Director, Information Services

DL/jc.  
Enclosures

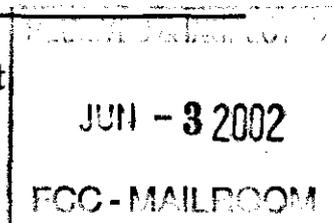


Universal Service Administrative Company  
Schools & Libraries Division

**Administrator's Decision on Waiver Request**

May 21, 2002

Dane Lancaster, Director  
Marin County Office of Education  
1111 Las Gallinas Avenue  
San Rafael, CA 94903



Re: Your Request for Waiver of Application Window For Program Year 5 2002-2003

Application Number: 303207

Date Request Received: January 31, 2002

The Schools and Libraries Division received your request, cited above, for a waiver of the application window deadline for the Schools and Libraries Universal Service Support Mechanism (E-Rate).

The Federal Communications Commission (FCC) rules do not permit the Schools and Libraries Division (SLD) to consider your request. Therefore, your request for a waiver of the application window deadline may not be considered by SLD. If you wish to appeal this decision, you may submit an appeal, via the United States Postal Service, to the FCC at the following address:

**Federal Communications Commission  
Office of the Secretary  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554**

If you are submitting your appeal to the FCC by means other than the United States Postal Service, check the SLD web site for more information. Please reference CC Docket Nos. 96-45 and 97-21 on the first page of your appeal. **The FCC must RECEIVE your appeal WITHIN 60 DAYS OF THE ABOVE DATE ON THIS LETTER for your appeal to be considered filed in a timely fashion.** Further information and new options for 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](http://www.sl.universalservice.org) or by contacting the Client Service Bureau at 1-(888)-203-8100.

Schools and Libraries Division  
Universal Service Administrative Company

**MAY 30 2002**

HOME CANCEL HELP

JUN - 3 2002

# FCC Form 471

## Services Ordered and Certification Form



Applicant's Form Identifier: FRM RLY Y5

Entity Number: 144244

Contact Person: Dane Lancaster

Phone Number: (415) 472-4110

### Block 6: Certifications and Signature

Do not write in this area

471 Application Number: 303207

**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 school (including, but not limited to) elementary and secondary schools, colleges and 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 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 procurements 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.**

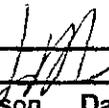
30. I certify that the entity(ies) I represent has complied with all program rules and I acknowledge that failure to do so may result in denial of discount funding and/or cancellation of funding commitments.

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 institution, 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

1/14/02

36. Printed name of authorized person **Dane Lancaster**

37. Title or position of authorized person **Director, Information Services**

38. Telephone number of authorized person **(415) 472- 4110**

**471 Application Number: 303207  
MARIN CO OFFICE OF EDUCATION  
1111 LAS GALLINAS AVE  
SAN RAFAEL, CA 94903**

**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.**

NOTICE TO INDIVIDUALS: Section 54.504 of the Federal Communication Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Services Ordered and Certification Form (FCC Form 471) with the Universal Service Administrator. 47 C.F.R. § 54.504. The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended, 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the competitive bidding requirement contained in 47 C.F.R. § 54.504. All schools and libraries planning to order services eligible for universal service discounts must file this form themselves or as part of a consortium.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the personal information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation of potential violation of a FCC statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government, is a party of a proceeding before the body or has an interest in the proceeding.

If you owe a past due debt to the federal government, the taxpayer identification number (such as your social security number) and other information you provide may also be disclosed to the Department of the Treasury Financial Management Service, other federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide this information to these agencies through the matching of computer records when authorized.

With the exception of your social security number, if you do not provide the information we request on the form, the FCC may delay processing of your application or may return your application without action.

The foregoing Notice is required by the Privacy Act of 1974, Pub. L. No. 93-579, December 31, 1974, 5 U.S.C. § 552, and the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq.

Public reporting burden for this collection of information is estimated to average 6 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of



PACIFIC BELL

471 Application #  
Marin County Office of Education  
c/o Dane Lancaster, Director I. S.  
1111 Gallinas Ave, San Rafael, CA 94903

Summary Bill  
Account Number 960 731-8920 555 N 4160  
Statement Date Jul 1, 2000

ATTN: DANE LANCASTER  
PO BOX 4925  
SAN RAFAEL CA  
94913-4925

Previous Charges	Amount of last bill			17607.7
	Payment(s) Thank you:			
	Summary Bill	Page	5	5376.4
	Credits and Adjustments			
	Individual Accounts	Page	3	3
	Unpaid balance. Please pay now (please deduct if paid)			12230.9
Current Charges	Individual Accounts	Page	3	9741.2
	Summary Bill Arrangement	Page	5	8.5
	Current Charges due by Jul 25, 2000			9749.7
Total Due				\$21980.7

LATE CHARGE REMINDER. A late charge may apply on Oct 3 if your payment has not been received.  
Local, Long Distance and Related Charges \$21980.72  
(see reverse "Special Payment Conditions")

Whom to Call For payment arrangements and billing questions: 800-505-546  
Please visit our website at: www.pacbell.co

LML

01-0600-0-5910.00-8100-7201-779-405-000

DETACH & RETURN THIS PORTION WITH PAYMENT

Statement Date Jul 1, 2000 Account Number 960 731 8920 555 160 N  
Payment Due Jul 25, 2000 Total Due \$21980.7

Enter Amount Paid >>>  
Make Check Payable to Pacific Bell.

\$  9 7 4 9 . 7 9

SO/UD \*\*B900  
MARIN CO OFC OF ED  
ATTN DANE LANCASTER  
PO BOX 4925  
SAN RAFAEL CA 94913-4925

PACIFIC BELL  
PAYMENT CENTER  
SAC CA 95887-0001

102 7318920 555 960 160

0001223093 224 82075 0002198072

ITEM 21

APP# 301005

BS# 144244

HOME | CANCEL | HELP

# FCC Form 470

Universal Service Program Description of Services Requested and Certification Form



Entity Number: 144244  
Contact Person: Dane Lancaster

Applicant's Form Identifier: MCOE Y5  
Phone Number: 415-499-5847

FCC Form

Approval by OMB  
3060-0806

470

Schools and Libraries Universal Service  
Program Description of Services Requested  
and Certification Form

NO ACTION REQUIRED

Do not write in this area

*DL*  
*11/5/01*

Form 470 Application Number: 30766000375294

19. The applicant includes: (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 school (including, but not limited to) elementary and secondary schools, colleges and universities.

20. All of the individual schools, libraries, and library consortia receiving services under this application are covered by:

- a.  individual technology plans for using the services requested in the application
- b.  higher-level technology plans for using the services requested in the application
- c.  no technology plan needed; application requests basic local and long distance telephone service only.

21. Status of technology plans (If representing multiple entities with mixed status, check both a and b):

- a.  Technology plan(s) has/have been approved by a state or other authorized body.
- b.  Technology plan(s) will be approved by a state or other authorized body.
- c.  The application requests basic local and long distance telephone service only; no technology plan needed.

22.  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.

23.  I recognize that support under this support mechanism is conditional upon the school(s) or library(ies) I represent securing access to all of the resources, including computers, training, software, maintenance, and electrical connections necessary to use the services purchased effectively.

24.  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.

25. Signature of authorized person <i>DL</i>	26. Date <i>11/5/01</i>
27. Printed name of authorized person <b>Dane Lancaster</b>	
28. Title or position of authorized person <b>Director, Information Services</b>	
29. Telephone Number <b>(415) 499-5847</b>	

Form 470 Application Number: 30766000375294

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