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Jennifer Spencer, Principal

7616 E. Nevada  
Detroit, MI 48234  
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Request for Waiver  
Federal Communications Commission  
Office of the Secretary  
445 - 12th Street, SW  
Washington, DC 20554

CC Docket Nos. 96-45 and 97-21

Funding Year 5  
Form 471 Application Number: 321794  
Form Identifier: 471\_1\_17\_02

Regarding our Year (5) 471 Form:

We submitted our form 471 to the SLC electronically on the last day of the filing window, January 17, 2002. At that time, we called the SLC regarding submission of the portion of the form that needed to be signed. We were told by the SLC that a pin number was not necessary and we only needed to put our signed statement in the mail on that day, January 17, 2002. We mailed the form on that day. The SLC sent us our acknowledgement, but they claim that our form was not sent. We followed up with a phone call to the SLC and we are now being told that form was received, but it was received one day late.

We did not realize how meticulous this process is. We also did not realize how important it was to document every communication both written and oral. Marvin L. Winans Academy is small but growing inner-city charter school without the support of a large school system. We are the prototype for whom the Schools and Library Program was intended. Obviously, deadlines are an important part of this process. However, we find our selves facing a \$20,000 bill from our Internet provider because of a clerical error and improper information from an SLC representative. While we do not feel that any of our misfortune was deliberate, we feel we are being victimized by system that by design causes most people difficulty in submitting what should be a simple form. For a school such as ours we are forced to create a job for someone to file and track our SLC filings. We feel that this is an unfair burden. To the appeal and filing window in circumstance such as ours defeats the purpose and spirit of your program. We are an exemplary school with a history of paying our bills on time. Merit Networks is a legitimate vendor who provides most of the broadband services in South Eastern Michigan.

Please carefully review our situation and overturn this decision.

Sincerely,

Tony Mottley  
M.L. Winans Academy  
Technology Coordinator

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FORM 470--Receipt Notification Letter  
(Funding Year 5: 07/01/2002--06/30/2003)

December 24, 2001

MARVIN L WINANS SCHOOL  
Tony Mottley  
7616 EAST NEVADA  
DETROIT, MI 48234

Re: Applicant's Form Identifier: 122001  
Form 470 Application Number: 469080000407490  
Entity Number: 55217  
Date Form 470 Posted: 12/20/2001  
Allowable Vendor Selection/Contract Date: 01/17/2002

Dear Applicant:

We are pleased to inform you that the Schools and Libraries Division (SLD) has received your FCC Form 470, "Description of Services Requested and Certification Form," although we have NOT yet received your Block 5 signed certification page. The posting date is noted above. This letter provides important information about the processing of your Form 470 application. Please read this letter carefully and retain it for your records and future reference.

The Form 470 Application Number listed above has been assigned by the SLD and will be used to track your Form 470. This number must be provided on each FCC Form 471, the "Services Ordered and Certification Form," that cites this Form 470. Any applicant who relies on this Form 470 will need to know this Form 470 Application Number. You may wish to share this number with those schools and/or libraries featured in this application to assist them in their preparation of Form 471.

FCC rules require that requests for tariff or month-to-month services and requests for new contractual services be posted on the SLD web site for a period of 28 days before selecting a vendor, to provide for a competitive bidding process. State or local laws may require a longer procurement cycle. This 28-day waiting period must occur before you may execute any contracts for contracted services, before you select your vendor for tariff or month-to-month services, and before you sign and submit your Form 471. In addition, if you are seeking support for the first time for services delivered under a multi-year contract signed on or before July 10, 1997, the SLD cannot process your Form 471 until the 28-day waiting period has elapsed.

The date that contracts can be executed for contracted services or that selection can be made for a vendor providing tariff or month-to-month services is listed above as the "Allowable Vendor Selection/Contract Date."

lr. 5 02 / 03

Do not write in this area.

# Schools and Libraries Universal Service Description of Services Requested and Certification Form 470 2002

Estimated Average Burden Hours Per Response: 4 hours

This form is designed to help you describe the eligible telecommunications-related services you seek so that this data can be posted on the Fund Administrator Web Site and interested service providers can identify you as a potential customer and contact you to serve you.

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Please read instructions before beginning this application. (You can also file online at [www.sl.universalservice.org](http://www.sl.universalservice.org))

Applicant's Form Identifier:

121801  
code to identify THIS Form 470)

(Create your own

Form 470 Application: ADSD00401430  
Designated by Fund Administrator

## Block 1: Applicant Address and Identifications

1 Name of Applicant (30 characters max.)		Marvin L. Winans Academy	
2 Funding Year: July 2002	2003	3 Your Entity Number (up to 10 digits)	55217
4a Street Address, P.O. Box,	7616 East Nevada		
or Route Number			
City Detroit	State MI	Zip Code	00004-8234
b Telephone Number (10 digits + ext.)	313-365-5578		
c Fax Number (10 digits)	313-365-5684		
d E-mail Address (50 characters max.)	<u>tmottley@duetcompany.com</u>		
5 Type of Applicant	<input type="checkbox"/> Library (including library system, library branch, or library consortium applying as a library) <input checked="" type="checkbox"/> Individual School (individual public or non-public school) <input type="checkbox"/> School District (LEA; public or non-public [e.g., diocesan] local district representing multiple schools) <input type="checkbox"/> Consortium (intermediate service agencies, states, state networks, special consortia)		

6a Contact Person's Name Tony Mottley

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 <input type="checkbox"/> Street Address, P.O. Box, or Route Number			
City	State	Zip Code	-----
c <input type="checkbox"/> Telephone Number (10 digits + ext.)	248-352-8743		
d <input type="checkbox"/> Fax Number (10 digits)	248-352-8743		
e <input type="checkbox"/> E-mail Address (50 characters max.)			

## Block 2: Summary Description of Needs or Services Requested

- 7 This Form 470 describes (check all that apply):
- a  Tariffed services – telecommunications services, purchased at regulated prices, for which the applicant has no signed, written contract. A new Form 470 must be filed for tariffed services for each funding year.
  - b  Month-to-month services for which the applicant has no signed, written contract. A new Form 470 must be filed for these services for each funding year.
  - c  Services for which a new written contract is sought for the funding year in Item 2.
  - d  A multi-year contract signed on or before 7/10/97 but for which no Form 470 has been filed in a previous program year.

NOTE: Services that are covered by a signed, written contract executed pursuant to posting of a Form 470 in a previous program year OR a contract signed on/before 7/10/97 and reported on a Form 470 in a previous year as an existing contract do NOT require filing of a Form 470.

Entity Number \_\_\_\_\_ Applicant's Form Identifier \_\_\_\_\_  
 Contact Person \_\_\_\_\_ Phone Number \_\_\_\_\_

**What kinds of service are you seeking: Telecommunications Services, Internet Access, or Internal Connections?**  
 Refer to the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples. Check the relevant category or categories (8, 9, and/or 10 below), and answer the questions in each category you select.

**8  Telecommunications Services**

*Do you have a Request for Proposal (RFP) that specifies the services you are seeking?*

a  YES, I have an RFP. It is available on the Web at \_\_\_\_\_  
 or via (check one) \_\_\_ the Contact Person in Item 6 or \_\_\_ the contact listed in Item 11.

b  NO, I do not have an RFP for these services.

**If you answered NO**, you must list below the Telecommunications Services you seek. Specify each **service or function** (e.g., local voice service) and quantity and/or capacity (e.g., 20 existing lines plus 10 new ones). See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Telecommunications Services, and remember that only common carrier telecommunications companies can provide these services under the universal service support mechanism. Add additional pages if needed.

Service or Function	Quantity and/or Capacity

**9  Internet Access**

*Do you have a Request for Proposal (RFP) that specifies the services you are seeking?*

a  YES, I have an RFP. It is available on the Web at \_\_\_\_\_  
 or via (check one) \_\_\_ the Contact Person in Item 6 or \_\_\_ the contact listed in Item 11, below.

b  NO, I do not have an RFP for these services.

**If you answered NO**, you must list below the Internet Access services you seek. Specify each service or function (e.g., monthly Internet service) and quantity and/or capacity (e.g., for 500 users). See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Internet Access services. Add additional pages if needed.

Service or Function	Quantity and/or Capacity
Internet Access	T-1 at 1.5MBS

**10  Internal Connections**

*Do you have a Request for Proposal (RFP) that specifies the services you are seeking?*

a  YES, I have an RFP. It is available on the Web at \_\_\_\_\_  
 or via (check one) \_\_\_ the Contact Person in Item 6 or \_\_\_ the contact listed in Item 11, below.

b  NO, I do not have an RFP for these services.

**If you answered NO**, you must list below the Internal Connections services you seek. Specify each service or function (e.g., local area network) and **quantity and/or capacity** (e.g., connecting 10 rooms and 300 computers at 56kps or better).

See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Internal Connections services. Add additional pages if needed.

Service or Function	Quantity and/or Capacity
Rewiring Computer Lab	Electrical and Data

11 (Optional) Please name the person on your staff or project who can provide additional technical details or answer specific questions from service providers about the services you are seeking. This need not be the contact person listed in Item 6 nor the signer of this form.

Name: Tony Mottley Title: Technology Coordinator

Telephone Number (10 digits + ext.) 313-365-5578

Fax Number (10 digits) (313) 365-5578

E-mail Address :tmottley@duetcompany.com

12  Check here if there are any restrictions imposed by state or local laws or regulations on how or when providers may contact you or on other bidding procedures. Please describe below any such restrictions or procedures, and/or provide a Web address where they are posted and provide a contact name and telephone number for service providers without Internet access.

13 (Optional) Purchases in future years: If you have plans to purchase additional services in future years, or expect to seek new contracts for existing services, summarize below (including the likely time-frames).

### Block 3: Technology Assessment

14  **Basic telephone service only:** If your application is for basic local and long distance voice telephone service only, check this box and skip to Item 16.

15 Although the following services and facilities are ineligible for support, they are usually necessary to make effective use of the eligible services requested in this application. Unless you indicated in Item 14 that your application is ONLY for basic telephone service, you must check at least one box in (a) through (e). You may provide details for purchases being sought.

- a Desktop software: Software required  has been purchased; and/or  is being sought.
- b Electrical systems:  adequate electrical capacity is in place or has already been arranged; and/or  upgrading for electrical capacity is being sought.
- c Computers: a sufficient quantity of computers  has been purchased; and/or  is being sought.
- d Computer hardware maintenance: adequate arrangements  have been made; and/or  are being sought.
- e Staff development:  all staff have had an appropriate level of training/additional training has already been scheduled; and/or  training is being sought.
- f Additional details: Use this space to provide additional details to help providers to identify the services you desire.

### Block 4: Recipients of Service

**16 Eligible Entities That Will Receive Services:**

Check the ONE choice that best describes this application and the eligible entities that will receive the services described in this application. You will then list in Item 17 the entity/entities that will pay the bills for these services.

- a  Individual school or single-site library.
- b  Statewide application for (enter 2-letter state code)  representing (check all that apply):
  - All public schools/districts in the state.
  - All non-public schools in the state.
  - All libraries in the state

Does your statewide application include INELIGIBLE entities?  No  Yes. If yes, complete Item 18.

- c  School district, library system, or consortium application to serve multiple eligible sites:

<b>Number of eligible sites</b>	
<i>For these eligible sites, please provide the following:</i>	
<b>Area Codes</b> (list each unique area code)	<b>Prefixes associated with each area code</b> (first 3 digits of phone number)
Does your application include any INELIGIBLE entities? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. If yes, complete Item 18.	

**17 Billed Entities**

List the entity/entities that will be paying the bills directly to the provider for the services requested in this application. These are known as Billed Entities. At least one line of this item must be completed. Attach additional sheets if necessary.

Entity	Entity Number
Marvin L. Winans Academy	55217.00

**18 Ineligible Participating Entities:** Does your application also seek bids on services to entities that are not eligible for the Universal Service Program? If so, list those entities here (attach pages if needed):

Ineligible Participating Entity	Area Code and Prefix

Entity Number \_\_\_\_\_ Applicant's Form Identifier \_\_\_\_\_  
Contact Person \_\_\_\_\_ Phone Number \_\_\_\_\_

**NOTICE TO INDIVIDUALS:** Section 54.504 of the Federal Communications Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Description of Services Requested and Certification Form (FCC Form 470) 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 or a 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 the 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 information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, DC 20554.

Please submit this form to:

**SLD-Form 470  
P.O. Box 7026  
Lawrence, Kansas 66044-7026  
1-888-203-8100**

For express delivery services or U.S. Postal Service, Return Receipt Requested,  
mail this form to:

**SLD-Form 470  
c/o Ms. Smith  
3833 Greenway Drive  
Lawrence Kansas 66046  
1-888-203-8100**

For information about the filing window for FCC Form 471 for discounts on services to be rendered on or between July 1, 2002, and June 30, 2003, check the Schools and Libraries web site at <<http://www.sl.universalservice.org>>. Information about the filing window will be posted when it becomes available.

It is important to remember that not all requested services will necessarily be approved for discounts. Your FCC Form 471, the "Services Ordered and Certification Form" will be subject to review by the SLD for a determination of funding eligibility before funds are committed. (This review will consider all program rules including eligibility of discount recipients and the eligibility of services for which discounts are requested.) In addition, availability of funds will be a factor in funding decisions. Therefore, you should consider the possibility of a denial of funding or a level of funding below your request, and include appropriate contingencies in contracts for any or all of the requested services.

Thank you for your interest in the Schools and Libraries program. If you have any questions, please call the SLD Client Service Bureau at 1-888-203-8100.

Schools and Libraries Division  
Universal Service Administrative Company