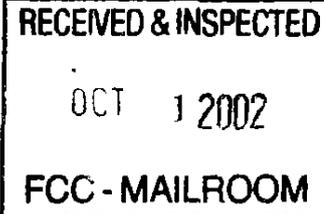


Before the  
Federal Communications Commission  
Washington, DC 20554



In the Matter of ) ) Request for Review of the ) Decision of the ) Universal Service Administrator by ) ) Arcata Elementary School District ) Arcata, California ) ) Federal-State Joint Board on ) Universal Service ) ) Changes to the Board of Directors of the ) National Exchange Carrier Association, Inc. )	File No. SLD-305395  CC Docket No. 96-45 ✓  CC Docket No. 97-21
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**ORDER**

**Adopted: September 30, 2002**

**Released: October 1, 2002**

By the Telecommunications Access Policy Division, Wireline Competition Bureau:

1. This Order dismisses the Request for Review filed by the Arcata Elementary School District (Arcata Elementary), Arcata, California.<sup>1</sup> Arcata Elementary seeks review of a decision issued by the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (Administrator) on July 1, 2002.<sup>2</sup> The Commission received Arcata Elementary's Request for Review on August 31, 2002.<sup>3</sup>

2. For requests seeking review of decisions issued on or after August 13, 2001 under section 54.720(b) of the Commission's rules, any such appeal must be filed with the Commission or SLD within 60 days of the issuance of the decision that the party seeks to have reviewed.<sup>4</sup>

<sup>1</sup> Letter from Matt Malkus, Arcata Elementary School District, to Federal Communications Commission, filed August 31, 2002 (Request for Review).

<sup>2</sup> Letter from the School and Libraries Division, Universal Service Administrative Company, to Greg Ennes, Arcata Elementary School District, dated July 1, 2002 (Administrator's Decision on Appeal). Section 54.719(c) of the Commission's rules provides that any person aggrieved by an action taken by a division of the Administrator may seek review from the Commission. 47 C.F.R. § 54.719(c).

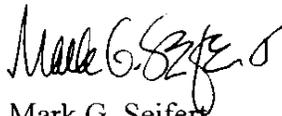
<sup>3</sup> See Request for Review.

<sup>4</sup> 47 C.F.R. § 54.720(b). See *Implementation of Interim Filing Procedures for Filings of Requests for Review, Federal-State Joint Board on Universal Service*, CC Docket No. 96-45, Order, FCC 01-376 (rel. December 26, 2001), as corrected by *Implementation of Interim Filing Procedures for Filings of Requests for Review, Federal-State Joint Board on Universal Service*, CC Docket No. 96-45, Errata (Com. Car. Bur. rel. December 28, 2001 and January 4, 2002); SLD website, What's New (January 20, 2002), <<http://www.sl.universalservice.org/whatsnew/012002.asp#extend3ed>>.

Documents are considered to be filed with the Commission or SLD only upon receipt.<sup>5</sup> Because the instant Request for Review was not filed within the requisite 60-day period, it will be dismissed without further consideration.

3. ACCORDINGLY, IT IS ORDERED, pursuant to authority delegated under sections 0.91, 0.291, and 54.722(a) of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, and 54.722(a), that the Request for Waiver filed on August 31, 2002, by Arcata Elementary School District, Arcata, California, IS DISMISSED.

FEDERAL COMMUNICATIONS COMMISSION



Mark G. Seifert  
Deputy Chief, Telecommunications Access Policy Division  
Wireline Competition Bureau

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<sup>5</sup> 47 C.F.R. § 1.7.