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SAN BERNARDINO CITY
UNIFIED SCHOOL DISTRICT

Arturo Delgado, Ed.D.
Superintendent

February 5, 2003

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FCC - MAILROOM

FCC
Office of Secretary
445-12th Street SW
Washington, DC 20554

CC Docket Nos. 96-45 and 97-21

Dear FCC,

The San Bernardino City Unified School District is requesting a waiver for the start date of SLD Form 486, identifier numbers: 173641 and 173639.

The form 486 was filed by the San Bernardino City Unified School District with the best intentions for E-Rate funds and the District. The Form 486 was not filed until the District began receiving notices of completion from their vendor. The start date of 2/1/02 reflected the earliest completion of networking projects at the school sites, and not the initial start date of the year-four maintenance contract. The year-four maintenance contract started on 10/1/01. If the form 486 had submitted to account for the start date of the maintenance contract, then the vendor would have been allowed to request reimbursements from the SLD for all work, even jobs that may have not been completed. The District did not want to take the chance of allowing the vendor to apply for reimbursements before school site projects were completed. The 2/1/02 start date reflects the fact that networking jobs were being completed, and that the vendor could now begin to request reimbursements from the SLD.

The District is in a financial crisis due the Governor Davis's budget cuts. Between this year and next our District will have to cut $30,000,000 dollars from the District budget. These cuts are a direct result of the Governor's cuts. These budget cuts will be a hardship for the 55,000 students we serve in our District. We are a very large urban district with a majority of schools that contain a student population with an 80% or higher Free and Reduced Lunch count. The additional $121,337.70 expense as a result of our inability to move the start date to 10/1/01 will further disadvantage our students. The District is not asking for anything above what was originally funded by the SLD, and our back up information supports this point.

The action of the SLD in not allowing us to move our Form 486 start date from 2/1/02 to 10/1/01 further hurts our schools and effects our students.

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We are asking that the FCC rules in our favor, and allows for the start date of SLD Form, identifier numbers: 173641 and 173639 be set to 10/1/01. This will allow the District to acquire the funding that was originally committed to the District for support and maintenance. This funding will allow the District to cover an expense that it has all ready incurred and reduce the effect of State budget cuts on our students.

Thank You For Your Consideration.

Sincerely,

John Patten

John Patten
Instructional Technology Coordinator
San Bernardino City Unified School District