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Denise Berger

From: Bill Beverage [bbeverage@nsd131.org]
Sent: Thursday, June 05, 2003 3:21 PM
To: CCBSecretary
Subject: Request for Waiver Of The 486 Filing Deadline

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JUN 5 - 2003
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I have attached our:

96-45, 97-21

Request for Waiver of the 486 filing deadline

Please review.

Thanks

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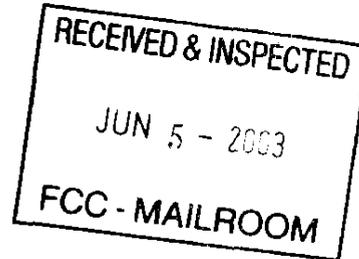


Request for Waiver

486 Filing Deadline

Contact information:

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SLD action we are appealing:

Form 486 Notification Letter
Funding Year 2002: 07/01/2002 - 06/30/2003
Form 486 Application Number: 212617
Applicant's Form 486 Identifier: NSD-Year-5

Service Start Date: 120-DAY 486 DEADLINE

FORM 486 NOTIFICATION LETTER
FUNDING COMMITMENT REPORT
(Funding Year 2002)

Funding Request Number: 868050
Form 471 Application Number: 318599
Service Provider Name: EarthLink Network, Inc.
Service Provider Identification Number: 143008443
Billing Account Number: 0000-000003474333-1
Service Start Date: 01/15/2003*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$442.53

Funding Request Number: 868124
Form 411 Application Number: 318599
Service Provider Name: Nextel Partners, Inc
Service Provider Identification Number: 143019623
Billing Account Number: N/A
Service Start Date: 01/15/2003*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$16,676.79
Funding Request Number: 868364

Form 471 Application Number: 318599
Service Provider Name: Qwest Corporation fka US West Communications
Service Provider Identification Number: 143005231
Billing Account Number: N/A

Service Start Date: 01/15/2003*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$4,801.50
Funding Request Number: 868401
Form 471 Application Number: 318599
Service Provider Name: Qwest Corporation fka US West Communications
Service Provider Identification Number: 143005231
Billing Account Number: N/A
Service Start Date: 01/15/2003*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$10,395.00

Funding Request Number: 868507
Form 471 Application Number: 318599
Service Provider Name: Qwest Corporation fka US West Communications
Service Provider Identification Number: 143005231
Billing Account Number: 101 T1ZF NMPAIDFEHAA N
Service Start Date: 01/15/2003*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment \$614 19

Funding Request Number: 868529
Form 471 Application Number: 318599
Service Provider Name: Qwest Corporation fka US West Communications
Service Provider Identification Number: 143005231
Billing Account Number: 102 T1ZF NMPAIDFE1-AA M
Service Start Date: 01/15/2003*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$614.19

Funding Request Number: 869557
Form 471 Application Number: 318599
Service Provider Name: Qwest Corporation fka US West communications
Service Provider Identification Number: 143005231
Billing Account Number: 208-468-3203-8753
Service Start Date: 01/15/2003*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$1, 536 .48

Funding Request Number: 68581
Form 471 Application Number: 318599
Service Provider Name: Qwest Corporation fka US West Communications
Service Provider Identification Number: 143005231
Billing Account Number: 208-442-1489-5903
Service Start Date: 01/15/2003*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$1,547.76

Funding Request Number: 868636
Form 471 Application Number: 318599
Service Provider Name: AT&T Corp.
Service Provider Identification Number 143001192 Account Number 8000-
705-5124
Service Start Date 01/15/2003*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$1,053.01

Funding Request Number: 868720
Form 471 Application Number: 318599
Service Provider Name: Qwest Corporation fka US West Communications
Service Provider Identification Number: 143005231
Billing Account Number: 208-465-2700-514B
Service Start Date: 01/15/2003*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment \$17,323 26

Funding Request Number: 869481
Form 471 Application Number: 318599
Service Provider Name: Fiberpipe, Inc
Service Provider Identification Number: 143024247
Billing Account Number: N/A
Service Start Date: 01/15/2003*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$20,092.25

Our appeal:

Nampa is a small Idaho community struggling to move forward technologically. We were relieved to successfully navigate the exceedingly difficult process of filing our:

470 Preparations – September & November 2001
470 - December 2001
471 - January 2002

They included our original Service Start Dates. We felt everything was on track.

We received our:

470 Receipt Notification Letter - December 2001
Answered questions about our 471 (SLD John P. Jones) - May 2002
Funding Commitment Decision Letter - June 2002

Again everything appeared on track.

We began receiving service in July 2002 and paying bills in August 2002.

We read the following off the SLD site and felt we had plenty of time to file our 486.

How to Apply: Step-by-Step

Form 486 Filing Guidance

Q1. What is the Form 486?

Q2. Why is the Form 486 required?

Q3. When should an applicant file a Form 486? How many should be filed?

Q4. How is the Form 486 related to the reimbursement process?

Q1. What is the Form 486?

The FCC Form 486, Receipt of Service Confirmation Form, is sent to the SLD by the billed entity applicant to indicate that it (or the eligible entities it represents) is receiving or has received service from the service provider(s) with which it contracted for E-rate eligible services. When the SLD receives a properly completed Form 486, that event triggers the process for the actual payment of discounts to the service providers.

The billed entity applicant (the applicant paying the bills) must submit the Form 486 for each Form 471 Block 5 Discount Funding Request approved by the SLD. Each Discount Funding Request and its associated Funding Request Number (FRN) contains information about one service for which the applicant is requesting discounts. The FRNs that are referred to in this Form 486 should be based on the Funding Commitment Decision Letter(s) received from the SLD.

SL Overview

Applicants

Apply Online

How to Apply:
Step-by-Step

Step 1: Description

Step 2: Technology Plan

Step 3: File Form 470

Step 4: Bids / Select Vendor

Step 5: File Form 471

Step 6: Process Forms 471

Step 7: Funds Committed

Step 8: File Form 486

Step 9: Discounts on Bills /
BEAR Form 472

Step 10: Appeals /
Corrections

Discount Matrix

Service Providers

Reference Area

SL Forms

Data Requests

Funding Commitments

Site Map

PIN Request Area

Apply Online
View Forms

Search Site

Enter Keyword

Get the most out of your
search query by viewing
Search TIPS!

Q2. Why is the Form 486 required?

The Form 486 is required for the following reasons:

- It triggers the actual payment of discounts to service providers (and the service providers then reflect this discount on your bills or reimburse you for discounted amounts you have already paid in full).
- It certifies that you have received approval for the technology plan(s) of entities receiving discounts on E-rate eligible services.
- It indicates the names of the person or body that was authorized to approve your technology plan
- It certifies that signed contracts are in place for all the services that require signed contracts.

**Task Force on the
Prevention of
Waste, Fraud
and Abuse**

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Q3. When should an applicant file a Form 486? How many should be filed?

The billed entity applicant should file a Form 486 within 10 days after services have started. If the applicant has applied for services in addition to basic local and long distance telephone service, a Technology Plan must have been submitted to and approved by an organization certified by the SLD to approve Technology Plans

Early filing option: Applicants who have received a Funding Commitment Decision Letter and who have confirmed with their service providers that services will start in July of the funding year have the option of filing a Form 486 before the start of the funding year. Applicants must indicate in Block 2, Item 6, Early Filing Option, of the Form 486 that they are filing under this option.

You may list more than one FRN on a Form 486. However, if some of your services have started and others have not, you may want to file a Form 486 for those services which have started, and wait until your other services have started to file Form(s) 486 for those services.

Q4. How is the Form 486 related to the reimbursement process?

If you are seeking reimbursements for services you have already paid to your service provider, you must submit a Form 472, Billed Entity Reimbursement

(BEAR) Form to the SLD. To process and approve your BEAR Form, we must have a Form 486 on file from you.

You should work with your service provider in selecting whether you will use the reimbursement process or whether the service provider will provide you with discounts on your bills. The payment process for the entire funding year will be consistent with the kind of invoice the SLD first receives.

Again everything appeared to be on track.

During the summer and fall of 2002 we were swamped. We built and setup 3 new elementary schools, planned and began the construction of a new middle school & prepared a bond for a new High School. To say we were busy is an understatement. We were operating under the assumption that our e-rate funding was OK.

We were successful submitting a SPIN change request February 2003 for our ISP because they went out of business. There is still an issue because our former ISP's fees included both internet access and the line charges. We have only gotten the access fees setup so far, and we're still working through the SLD's complex process of setting up the line fees.

Again everything appeared on track.

We filed our 486 in May 2003 looking forward to finally receiving some money, now we learn that we missed the **"120 day 486 deadline"** and our funding commitment has been reduced to a fraction of what was originally approved. After a multi-year effort, after everything we've had to endure we come up short, way short. I ask the following question, have the rules been setup in such away as to promote our failure?

This has been a bad year across this country educationally, funding cuts, staff cuts and new federal regulations (NCLB) requiring more time & resources than we have.

We've been working hard trying to keep up. But, due to misleading SLD information we missed the arbitrary 120 day 486 deadline and now we are told desperately needed funding is being withheld. **What we read said nothing about 120 days.** We worked hard and followed the rules. We are few and we are tired. Our community and kids deserve better.

If this appeal is not granted we will have to curtail some of these services that have helped us so much to move us forward technologically. In the future I question putting forth any more of our limited time & resources to this bureaucratic paper chase.

We need this money. We need your help. Please restore our original Service Start Dates, so we can help our community and its kids. Please be part of the solution and not the problem. Fulfill the vision that is e-rate.