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UNIFIED SCHOOL DISTRICT NO. 442
318 Main Street
SENECA, KANSAS 66538-1924
Ph: 785-336-6101
Fax: 785-336-2268
BRIAN L. HARRIS, SUPERINTENDENT
NEMAHA VALLEY HIGH SCHOOL

PATRICK MCKERNAN, PRINCIPAL

Ph. 785-336-3557 • Fax 785-336-3672

214 North 11th, Seneca, KS 66538-1798

SENECA GRADE AND N.V.J.H.S.

AMY BECK, PRINCIPAL

Ph. 785-336-2173 • Fax 785-336-2174

709 Nemaha, Seneca, KS 66538-1736

MARSHALL-NEMAHA COUNTY
SPECIAL EDUCATION CO-OP

WANDA HARTMAN, DIRECTOR

Ph. 785-336-2181 • Fax 785-336-2268

316 Main, Seneca, KS 66538-1924

July 8, 2003

Federal Communications Commission

Office of the Secretary

 445 12th Street SW

Washington, D.C. 20554

JUL 15 2003

ADDENDUM

RE: CC Docket 02-6
Appeal of Administrator's decision of the Schools and Libraries Division, Universal Service Administrative Company
Billed Entity Number: 137673
471 Application Number: 336113
Funding Request Number: 912845

This ADDENDUM should be added to the information FAXED to your office on July 7, 2003. Upon reviewing the available information we discovered an additional document that would logically lead us to believe that the 471 application 336113 and FRN 912845 was not cancelled as contended.

On January 31, 2003, Shelly Delaney received an e-mail from the SLD asking for additional information on services requested under application 336113. If this application had been cancelled in November why would the SLD seek additional information about his application? If we had wanted this application cancelled in November, why in January would we not contact the SLD and tell them we thought this application had been cancelled? Why would we take the time to respond to this e-mail request if we thought the application had been cancelled? Finally, if we wanted the application cancelled why would be on December 12, 2002 file an application for the service?

The answers to the above four questions are simple. The SLD not only sent us an RAL in January but they also e-mailed us wanting more information. Obviously, they did not consider the application cancelled. Obviously, we had no understanding that the application had been cancelled. *We simply thought we were correcting a data entry error in November.*

The only conclusion that I can reach is that this confusion was caused originally by the SLD application technology and that we at no time were notified before May 1, 2003 that the application had been cancelled. In fact, quite to the contrary, we were lead to believe by the SLD's own contacts that the application was proceeding as intended.

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PRIDE IN EDUCATIONAL EXCELLENCE

An Equal Employment / Educational Opportunity Agency

Page Two – FCC

I would like to conclude with the personal side of this appeal. We are a small, rural district in Kansas. While we pride ourselves as a good school and our students do well on all testing measures, we do not have an elaborate educational program. We are a great distance from educational opportunities that students in urban areas enjoy. This application will help to bring in a T1 line that will provide our students foreign language and electronic fieldtrips to rain forests, historical ruins, and more. This is exactly how we used it last year when we were funded under the exact same application.

I am hoping that an organization intended to promote the implementation of technology in rural areas can look at individual cases and allow common sense to be the rule of the day.

Thank you for your consideration of our appeal.

Sincerely,

A handwritten signature in cursive script that reads "Brian Harris". The signature is written in black ink and is positioned above the typed name and title.

Brian Harris
Superintendent of Schools

Mail Message

Novell.

Close Next Forward Reply to Sender Reply All Move Delete Read Later Properties

From: "PIA Team3 PIA Team3" <PIA#032#Team3@sl.universalservice.org>
To: Shelly Delaney, Shelly Delaney@17853362268
Date: Friday - January 31, 2003 2:09 PM
Subject: FY2003 Erate app #s 338466 & 336113
 Mime.822 (3392 bytes) [\[View\]](#) [\[Save As\]](#)

January 31, 2003

Dear Ms. Shelley Delaney
 Nemaha Valley School District 442
 (360) 679-5800
 Application #s 338466 & 336113

The Program Integrity Assurance (PIA) team is in the process of reviewing all Form 471 Applications for schools and libraries discounts to ensure that they are in compliance with the rules of the federal universal service program. We are currently in the process of reviewing your Funding Year 2003 Form 471 Application. To complete our review, we need some additional information. The information needed to complete the review is listed below:

App # 338466

The following FRNS listed on your 471 application show a Contract Award Date of 7/1/2003. It also lists an "N/A" in the "contract" fields.

So:

- **** For FRN 912934, are the services being requested contractual, tariff or month to month? *month to month*
- **** For FRN 912937, are the services being requested contractual, tariff or month to month? *month to month*
- **** For FRN 912938, are the services being requested contractual, tariff or month to month? *month to month*
- **** For FRN 912941, are the services being requested contractual, tariff or month to month? *month to month*
- **** For FRN 912943, are the services being requested contractual, tariff or month to month? *month to month*
- **** For FRN 912934, how many lines? *10*
- **** For FRN 912937, how many lines? *1*
- **** For FRN 912938, type of internet access?(i.e. 56K, frame relay, T1 etc.) *Partial T-1*
- **** For FRN 912941, how many lines? *10*
- **** For FRN 912943, how many lines? *2*

APP# 336113

The following FRN listed on your 471 application show a Contract Award Date of 7/1/2003. It also lists an "N/A" in the "contract" field.

So:

- **** For FRN 912845, are the services being requested contractual, tariff or month to month? *month to month*
- **** For FRN 912845, what type of service is this request for (ex. local, long distance, frame relay, T1, etc.)? Also, how many lines? *partial T1; one line*

Please fax or e-mail the requested information to my attention. If you have any questions, please feel free to contact me.

It is important that we receive all of the information requested so we can complete our review. Failure to do so may result in a reduction or denial of funding.

Please send the requested information within seven calendar days.

Thank you for cooperation and continued support of the Universal Service Program.

Sincerely,

Thank you,

Dennis Stinziano
Schools and Libraries Division
Program Integrity Assurance
Phone: (973) 428-7343
Fax: (973) 599-6516
Email: dstinzi@neca.org