

August 1, 2003

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OUR LADY OF REFUGE



2020 FOSTER AVENUE
BROOKLYN, NY 11210
718 434 2090
FAX 718 859 7411

Federal Communications Commission
Office of the Secretary
445-12th Street, SW
Washington, DC 20554
Attn: Administrator

Re: Billed Entity Number 12060
471 Application Number 346749
Funding Request Number(s) 939222, 982655, 982770, 982849
Schools and Libraries Division Correspondence of June 3, 2003

File No. SLD-158897
CC Docket No. 96-45 and 97-21
Funding Year 6

Contact Name Judy Agard
Contact Address 1087 Ocean Avenue
Brooklyn, NY 11230

Telephone # (718)434-2090
Facsimile # (718)859-7411
E-Mail Address olrefuge@aol.com

Dear Administrator:

I hereby appeal to the SLD's decision dated June 3, 2003 in which the funding request appeal was denied in full.

I am asking that you reconsider our appeal based on the fact that the Office Assistant, who is no longer employed by Our Lady of Refuge, inadvertently submitted the electronic application instead of printing it out for my signature. It seems to me that Ms. Padron did not fully understand the rationale behind the appeal and why it was denied, as a matter of fact, when she received the first denial letter on March 12, 2003, she tried to rectify the problem without my knowledge and subsequently filed an appeal on April 16, 2003.

On April 24, 2003 Ms. Padron received a letter from SLD stating that her request was being reviewed and subsequently received a denial letter for the appeal. I inadvertently came upon this letter for the first time two days ago.

Please understand that I am a new principal with no experience in these procedures.

I am very aware that in the past Our Lady of Refuge School has been the recipient of

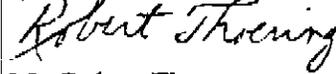
*To grow in holiness, To worship God and serve the world
Para crecer en santidad, Para alabar a Dios y servir al mundo
Pou-n grandi nan sentete, Pou-n bay Bondye Ghwa e servi tout moun*

E-Rate Grants in excess of \$100,000., and even though I have been the principal here for just one year, I am truly grateful to the SLD for their generosity to our school.

The students in our school, most of whom come from low income families, have benefitted tremendously from the technology and services available to them as a result of E-Rate Grants. It is my hope that by your re-instating this grant our students can continue to enjoy the benefits of improved technology this year and for years to come. I do not think there could a better reason for me to make this appeal than for the academic enrichment of these underprivileged students.

Once again I ask that you accept our appeal on behalf of the students of Our Lady of Refuge School. Thank you for your kind cooperation in this matter. I look forward to a favorable response from the Federal Communications Commission.

Sincerely,



Mr. Robert Thoering
Principal



Applicant's Form Identifier:
Contact Person: Regina M. Padron

Entity Number: 12060
Phone Number: () -

Block 6: Certifications and Signature

71C 02-03-03 5500012



FY 08 NEC71C82-03-0305500012

471 Application Number: 346749

24. The entities listed in Block 4 of this application are eligible for support because they are: (check one or both)

- a. schools under the statutory definitions of elementary and secondary schools found in the No Child Left Behind Act of 2001, 20 U.S.C. Secs. 7801(18) and (38), that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or
- b. libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any school (including, but not limited to) elementary and secondary schools, colleges and universities

25. The eligible schools and libraries listed in Block 4 of this application have secured access to all of the resources, including computers, training, software, maintenance, and electrical connections necessary to make effective use of the services purchased as well as to pay the discounted charges for eligible services

26. All of the schools and libraries or library consortia listed in Block 4 of this application are covered by:

- a. an individual technology plan for using the services requested in this application; and/or
- b. higher-level technology plan(s) for using the services requested in this application; or
- c. no technology plan needed; applying for basic local distance telephone service only.

27. Status of technology plans (if representing multiple entities with mixed technology plan status, check both a and b):

- a. technology plan(s) has/have been approved, and/or
- b. technology plan(s) will be approved by a state or other authorized body, or
- c. no technology plan needed; applying for basic local and long distance telephone service only.

28. I certify that the entities eligible for support that I am representing have complied with all applicable state and local laws regarding procurements of services for which support is being sought

29. I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value.

30. I certify that the entity(ies) I represent has complied with all program rules and I acknowledge that failure to do so may result in denial of discount funding and/or cancellation of funding commitments.

31. I understand that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the service receive an appropriate share of benefits from those services.

32. I recognize that I may be audited pursuant to the application. I will retain for five years any and all worksheets and other records that I rely upon to fill out this application, and, if audited, will make available to the Administrator such records.

33. I certify that I am authorized to submit this request on behalf of the above-named institution, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true

34. Signature of authorized person User ID: Robert C. Thomas

35. Date 1/29/2003

36. Printed name of authorized person Regina M. Padron

37. Title or position of authorized person Administrative Assistant

38. Telephone number of authorized person (718) 434-4117

ATTENTION: If you are signing Form 471 using the PIN assigned to you by SLD, you are reminded that using the PIN is equivalent to your handwritten signature on the form. Your use of the PIN to affirm these certifications means that should they prove untrue, you will be held to the same enforcement standards as those who affirm the certifications on paper. Also, by using the PIN, you are affirming that you have the authority to make these certifications and represent the entity featured in Block One of this funding request.

Please Check to affirm your compliance

**471 Application Number: 346749
OUR LADY OF REFUGE
1087 OCEAN AVE
BROOKLYN, NY 11230-1905**

Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

The Americans with Disabilities Act, the Individuals with Disabilities Education Act and the Rehabilitation Act may impose obligations on entities to make the services purchased with these discounts accessible to and usable by people with disabilities.

NOTICE 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 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. In addition, consistent with the Communications Act of 1934, FCC regulations and orders, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law, information provided in or submitted with this form or in response to subsequent inquiries may be disclosed to the public.

If you owe a past due debt to the federal government, the 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.

If you do not provide the information we request on the form, the FCC may delay processing of your application or may return your

<https://slpin.universalservice.org/471/471Cert.asp>

01/29/2003

application without action

The foregoing Notice is required by 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 46 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 retain a copy of this page and submit a copy with any communications to the SLD. Please enclose a copy of this confirmation page when mailing your Item 21 attachments.

Done

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01/29/2003

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FAX NO. :

FROM : DLR