



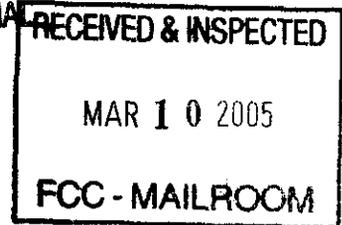
MOLINE SCHOOL DISTRICT No. 40

1619 Eleventh Avenue, Moline, Illinois 61265-3198 309/743-1600 Fax 309/757-3476

March 5, 2005

Federal Communications Commission
Office of the Secretary
445 – 12th Street, SW
Washington, DC 20554

DOCKET FILE COPY ORIGINAL



Dear Federal Communications Commission:

In re: CC Docket No. 02-6

Request for Review of Appeal Decision

Appeal of Start Date/Funding Commitment; Form 486

Applicant Name: Moline Unit School District No. 40

Billed Entity Number: 135963

Application Number: 268343

Applicant's Form Identifier: MOLF486Y03

Funding Year 6: 07/01/2003-06/30/2004

Funding Request Numbers:	991875	991928	991967	992829
	992886	994315	994728	1004948

We have recently received notification from the Universal Service Administrative Company Schools & Library Division informing us that our appeal of the Service Start Date and the funding commitment amount due to the missing of Form 486 (Receipt of Service Confirmation) deadline was denied. We are formally requesting that you review this decision and revise the start date be back to the original service start date of July 1, 2003..

The purpose of the Form 486 is to notify "the Schools and Libraries Division (SLD) that the Billed Entity and/or the eligible entities that it represents is receiving, is scheduled to receive, or has received service in the relevant funding year from the named service provider(s)." It further states that "Form 486 must be filed to accomplish the following:

- To authorize the payment of invoices from the service provider(s).
- To indicate approval of Technology Plans, as required.
- To indicate the status of compliance with the Children's Internet Protection Act (CIPA) (Pub.L. 106-554)." (<http://www.sl.universalservice.org/refrence/8form486.asp>)

We received our Funding Commitment Decision Letter for Funding Year 2003: 07/01/2003 – 06/30/2004 on December 2, 2003 giving us a March 30, 2004 deadline for filing Form 486. We filed Form 486 within that time period, to our best recollection and belief, but do not have a copy. However, we did meet the three requirements of the Form 486 by March 30, 2004.

1. To authorize the payment of invoices from the service provider(s).

We submitted Billed Entity Applicant Reimbursement (Form 472) Number 2003-472-01 for \$31,334.53 and Form Number 2003-472-02 for \$9,852.16 on **March 9, 2004**. This form contains signatures from our providers confirming the services have been received. Form 471 Services Ordered and Certification Form contains the following information: Contract Award Date, Service Start Date and Contract Expiration Date. This form was submitted on **February 5, 2003**. Between these two forms, we have provided and confirmed our service start date.

No. of Copies rec'd 0
List ABCDE

2. ***To indicate approval of Technology Plans, as required.***

Form 470 (Program Description of Services Requested and Certification Form) includes that "individual technology plans for using the services requests in this application and that the "technology plan(s) has/have been approved by a state or other authorized body". This form was submitted on **October 8, 2002.**

3. ***To indicate the status of compliance with the Children's Internet Protection Act (CIPA) (Pub.L. 106-554).***

Form 479 (Certification by Administrative Authority to Billed Entity of Compliance with Children's Internet Protection Act) for Funding Year 2003 was submitted on **January 22, 2004.**

Because we have proved that we have met the three requirements of Form 486, and therefore the spirit and intent of the notice of Form 486, within the 120-day deadline, we are appealing that the start date be revised back to the original service start date of July 1, 2003.

We are enclosing copies of all documentation regarding this appeal. If you need additional information, please contact me at (309) 743-8109, fax number (309) 757-3476, or e-mail address kramer@molineschools.org.

Very truly yours,



Terry N. Kramer
Comptroller

TNK/lah

Enclosure

Cc: James A. Giseburt, Information Systems Manager

Graphics Off



The Universal Service Administrative Company

- Home
- High Cost
- Low Income
- Rural Health Care

Schools & Libraries

Overview

About the SLD

Training & Outreach

- 2004 SP Training
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- Provider Forms

SL Main > Reference Area > Form 486 Filing Information

Form 486 Filing Information

Title of Form: FCC Form 486 — Schools and Libraries Universal Service Receipt of Service Confirmation Form

Purpose of Form: Form 486 notifies the Schools and Libraries Division (SLD) that the Billed Entity and/or the eligible entities that it represents is receiving, is scheduled to receive, or has received service in the relevant funding year from the named service provider(s). Receipt by the SLD of a properly-completed Form 486 triggers the process for the SLD to receive invoices.

Form 486 must be filed to accomplish the following:

- To authorize the payment of invoices from the service provider(s)
- To indicate approval of Technology Plans, as required
- To indicate the status of compliance with the Children’s Internet Protection Act (CIPA) (Pub.L. 106-554).

When to File Form 486: Form 486 cannot be filed before receipt of a Funding Commitment Decision Letter (FCDL) from the SLD.

In general, Form 486 must be postmarked or received no later than 120 days after the Service Start Date featured on the Form 486 or no later than 120 days after the date of the FCDL, whichever is later, in order to receive discounts retroactively to the Service Start Date.

Early filing: Applicants who have received an FCDL and who have confirmed with their service providers that services will start in July of the funding year can file Form 486 before the start of the funding year.

SLD Letter: The SLD will issue a Form 486 Receipt Notification Letter to both the applicant and the service provider(s) upon successful data entry of the Form 486 and the Form 486 Block 4 certifications.

For more information: The following documents contain additional information on Form 486:



QUICK LINKS

- **Apply Online**
- Reference Area
- Appeals
- Eligible Services List
- Changes & Corrections
- Suspensions & Debarments
- **Site Visits**

SITE SEARCH

Search Tips

CONTACT INFO

- **Submit a Question**
- Contact Us
- Whistleblower Hotline - Report Waste, Fraud, & Abuse

SITE HELP

- Site Map
- Site Tour
- Website Policy

- ▶ [Instructions for Completing the Schools and Libraries Universal Service Receipt of Service Confirmation Form \[PDF format; 90kb\]](#)
- ▶ [Form 486 Deadlines](#)
- ▶ [Technology Planning](#)
- ▶ [Children's Internet Protection Act Requirements \(Undertaking Actions\)](#)

Content Last Modified: September 22, 2003

Need help? You can contact us toll free at 1-888-203-8100.
Our hours of operation are 8AM to 8PM, Eastern Time, Monday through Friday.
Aware of fraud, waste, and abuse, report it to our Whistleblower Hotline!



**MOLINE
SCHOOL DISTRICT NO. 40**

1619 Eleventh Avenue, Moline, Illinois 61265-3198 309/736-2100 Fax 309/757-3476

COPY

INFORMATION SYSTEMS
DEPARTMENT

JAN 29 2004

January 22, 2004

Illinois Century Network
Attn: Form 479 Project
120 W. Jefferson, Suite B
Springfield, IL 62702-5172

In re: ICN E-Rate Application

Enclosed please find our completed "Provisions for Universal Service ("E-Rate") Program for Schools and Libraries" form and our completed "Certification by Administrative Authority to Billed Entity of Compliance with the Children's Internet Protection Act" Forms 479-02 and 479-03.

If you need additional information, please call me at (309) 743-8109.

Very truly yours,


Terry N. Kramer
Comptroller

TNK/lah

Enclosure

Cc: James A. Giseburt, Information Systems Manager

Provisions for Universal Service ("E-Rate") Program for Schools and Libraries

(For Public and Non-Public Elementary and Secondary Schools, Libraries and any other E-Rate eligible members of the ICN Network):

We the Participant (District/School/Library Name) Moline School District No. 40 authorize the Illinois Century Network (ICN), and/or any of its fiscal/administrative agents, including the Illinois State Board of Education (ISBE), the Illinois Board of Higher Education (IBHE), and/or the Illinois Department of Central Management Services (CMS) to act as a consortium lead on our behalf in matters related specifically to any State and Federal discount programs (such as Universal Service Program - E-rate - and others) solely for the purposes of securing those discounts on ICN's eligible services.

We authorize the ICN to engage on our behalf in the procurement processes, in the submission of forms, and in the overall administration of these programs solely for the purposes of securing those discounts on ICN's eligible services.

We understand that in submitting these forms on our behalf, ICN is making certifications for our school, district, library or library system. We are hereby simultaneously certifying compliance with the certifications below:

- That the schools in our system are all schools under the statutory definitions of elementary schools found in the Elementary and Secondary Education Act of 1965, 20 U.S.C. Secs. 8801(14) and (25), do not operate as for profit businesses, and do not have endowments exceeding \$50 million.
- That the libraries or library consortia are eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as a for-profit business and whose budgets are completely separate from any school (including, but not limited to) elementary and secondary schools, colleges and universities.
- The eligible schools and libraries 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 discounted eligible services.
- I certify that the schools in our district (or library(ies)) are all covered, or will be covered at the time funded services are provided, by approved technology plans.

- That the subsidized services that the applicant receives 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.
- That the entity(ies) we represent have complied with all E-rate program rules and we acknowledge that failure to do so may result in denial of discount funding and/or cancellation of funding commitments.

This certification in no way limits the abilities of participant entities to file for "E-rate" (Universal Service Funds) or any other grants and programs on their own, nor does it abrogate any other rights and responsibilities of the Participant with the E-rate Program.

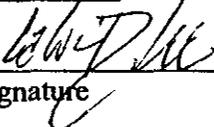
Please mark the appropriate years for which this certification was or will be effective:

- Funding Year 2004 (July 1, 2004 – June 30, 2005)
 Funding Year 2005 (July 1, 2005 – June 30, 2006)
 Our organization is unable to certify compliance as described within this document

By signing this Agreement, I certify that I am authorized to submit this Agreement on behalf of the above participant entity(ies), that I have examined the provisions that relate to participation in the E-rate Program, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

I certify that I am authorized to sign this letter of agency and, to the best of my knowledge, information, and belief; all information provided to the ICN for E-rate submission is true. I understand that persons willfully making false statements on E-rate forms or through this letter of agency 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.

Participant



 Signature Date

Dr. Cal Lee

 Printed Name

Superintendent of Schools

 Title

Illinois Century Network

 Signature Date

 Printed Name

 Title

**DO NOT SEND THIS FORM TO THE SCHOOLS AND LIBRARIES
DIVISION OR TO THE FEDERAL COMMUNICATIONS COMMISSION**

**Schools and Libraries Universal Service
Certification by Administrative Authority to Billed Entity
of Compliance with the Children's Internet Protection Act**

Please read instructions before completing.

Estimated Average Burden Hours For First Submission: 15.0 hours
For Subsequent Submissions: 1.5 hours

Administrative Authority's Form Identifier: 479-02
Create your own code to identify THIS Form 479.

(To be completed by the Administrative Authority and provided
to your Billed Entity)

Block 1: Administrative Authority Information

1. Name of Administrative Authority			2. Funding Year	
Moline School District No. 40			2002	
3. Mailing Address and Contact Information for Administrative Authority				
Street Address, P. O. Box or Route Number		City	State	Zip Code
1619 11th Ave.		Moline	IL	61265
Name of Contact Person	10-Digit Telephone Number	Fax Number	E-mail Address	
James A. Giseburt	309.743.8990	309.743.8996	giseburt@molineschools.or	

This form is applicable only for funding years beginning July 1, 2001 or later.

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.

NOTICE: 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 form will be used to inform the Billed Entity of the status of compliance with the Children's Internet Protection Act.

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 requested in this form. The information you provide will be used to determine whether approving the application of your Billed Entity is in the public interest. If we believe there may be a violation or potential violation of an FCC statute, regulation, rule or order, your form 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 form 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 in 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 do not provide the information requested on the form, the Billed Entity will be unable to complete the FCC Form 486.

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 15.0 hours for the first submission and 1.5 hours for subsequent submissions, 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, D.C. 20554.

Moline School

Name of Administrative Authority District No. 40 Administrative Authority's Form Identifier 479-02

Name of Contact Person James A. Giseburt Telephone Number 309.743.8990

Block 2: Certifications and Signature

4. I am the Administrative Authority for one or more schools or libraries for which Universal Service Support Mechanism discounts have been requested or approved for eligible services. The Administrative Authority must make the required certification(s) for the purposes of the Children's Internet Protection Act (CIPA) in order to receive discounted services.
5. I recognize that I may be audited pursuant to this form and will retain for five years any and all records that I rely upon to complete this form.
6. I certify that as of the date of the start of discounted services:

- a the recipient(s) of service under my administrative authority and represented in the Funding Request Number(s) for which you have requested or received Funding Commitments has (have) complied with the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l).
- b pursuant to the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), the recipient(s) of service under my administrative authority and represented in the Funding Request Number(s) for which you have requested or received Funding Commitments:

(FOR SCHOOLS and FOR LIBRARIES IN THE FIRST FUNDING YEAR FOR PURPOSES OF CIPA) is (are) undertaking such actions, including any necessary procurement procedures, to comply with the requirements of CIPA for the next funding year, but has (have) not completed all requirements of CIPA for this funding year.

(FOR FUNDING YEAR 2003 ONLY: FOR LIBRARIES IN THE SECOND OR THIRD FUNDING YEAR FOR PURPOSES OF CIPA) is (are) in compliance with the requirements of CIPA under at 47 U.S.C. § 254(l) and undertaking such actions, including any necessary procurement procedures, to comply with the requirements of CIPA under 47 U.S.C. § 254(h) for the next funding year.

- c the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), does not apply because the recipient(s) of service under my administrative authority and represented in the Funding Request Number(s) for which you have requested or received Funding Commitments is (are) receiving discount services only for telecommunications services.

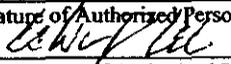
CIPA Waiver. Check the box below if you are requesting a waiver of CIPA requirements for the Second Funding Year after April 20, 2001 in which the recipients of service under your administrative authority have applied for discounts:

- d I am providing notification that, as of the date of the start of discounted services, I am unable to make the certifications required by the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), because my state or local procurement rules or regulations or competitive bidding requirements prevent the making of the certification(s) otherwise required. I certify that the recipient(s) of service under my administrative authority and represented in the Funding Request Number(s) for which you have requested or received Funding Commitments will be brought into compliance with the CIPA requirements before the start of the Third Funding Year after April 20, 2001 in which they apply for discounts.

CIPA WAIVER FOR LIBRARIES FOR FUNDING YEAR 2004. Check the box below if you are requesting a waiver of CIPA requirements for the library(ies) under your administrative authority that have applied for discounts for Funding Year 2004:

- e I am providing notification that, as of the date of the start of discounted services in Funding Year 2004, I am unable to make the certifications required by the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), because my state or local procurement rules or regulations or competitive bidding requirements prevent the making of the certification(s) otherwise required. I certify that the library(ies) under my administrative authority and represented in the Funding Request Number(s) for which you have requested or received Funding Commitments will be brought into compliance with the CIPA requirements before the start of Funding Year 2005.

The certification language above is not intended to fully set forth or explain all the requirements of the statute.

7. Signature of Authorized Person 	8. Date 01/22/04
9. Printed Name of Authorized Person Dr. Cal Lee	
10. Title or Position of Authorized Person Superintendent of Schools	
11. Telephone Number of Authorized Person 309.743.1600	

A paper copy of this form, with an original signature in Block 2, Item 7, must be mailed or delivered to your Billed Entity.

**Schools and Libraries Universal Service
Certification by Administrative Authority to Billed Entity
of Compliance with the Children's Internet Protection Act**

Please read instructions before completing.

Estimated Average Burden Hours For First Submission: 15.0 hours
For Subsequent Submissions: 1.5 hours

Administrative Authority's Form Identifier: 479-03
Create your own code to identify THIS Form 479.

(To be completed by the Administrative Authority and provided
to your Billed Entity)

Block 1: Administrative Authority Information

1. Name of Administrative Authority			2. Funding Year	
Moline School District No. 40			2003	
3. Mailing Address and Contact Information for Administrative Authority				
Street Address, P. O. Box or Route Number		City	State	Zip Code
1619 11th Ave.		Moline	IL	61265
Name of Contact Person	10-Digit Telephone Number	Fax Number	E-mail Address	
James A. Giseburt	309.743.8990	309.743.8996	giseburt@molineschools.org	

This form is applicable only for funding years beginning July 1, 2001 or later.

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.

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The FCC is authorized under the Communications Act of 1934, as amended, to collect the information requested in this form. The information you provide will be used to determine whether approving the application of your Billed Entity is in the public interest. If we believe there may be a violation or potential violation of an FCC statute, regulation, rule or order, your form 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 form 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 in 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 do not provide the information requested on the form, the Billed Entity will be unable to complete the FCC Form 486.

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Name of Administrative Authority Moline School District No. 40 Administrative Authority's Form Identifier 479-03
 Name of Contact Person James A. Giseburt Telephone Number 309.743.8990

Block 2: Certifications and Signature

4. I am the Administrative Authority for one or more schools or libraries for which Universal Service Support Mechanism discounts have been requested or approved for eligible services. The Administrative Authority must make the required certification(s) for the purposes of the Children's Internet Protection Act (CIPA) in order to receive discounted services.
5. I recognize that I may be audited pursuant to this form and will retain for five years any and all records that I rely upon to complete this form.
6. I certify that as of the date of the start of discounted services:

- a the recipient(s) of service under my administrative authority and represented in the Funding Request Number(s) for which you have requested or received Funding Commitments has (have) complied with the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l).
- b pursuant to the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), the recipient(s) of service under my administrative authority and represented in the Funding Request Number(s) for which you have requested or received Funding Commitments:

(FOR SCHOOLS and FOR LIBRARIES IN THE FIRST FUNDING YEAR FOR PURPOSES OF CIPA) is (are) undertaking such actions, including any necessary procurement procedures, to comply with the requirements of CIPA for the next funding year, but has (have) not completed all requirements of CIPA for this funding year.

(FOR FUNDING YEAR 2003 ONLY: FOR LIBRARIES IN THE SECOND OR THIRD FUNDING YEAR FOR PURPOSES OF CIPA) is (are) in compliance with the requirements of CIPA under at 47 U.S.C. § 254(l) and undertaking such actions, including any necessary procurement procedures, to comply with the requirements of CIPA under 47 U.S.C. § 254(h) for the next funding year.

- c the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), does not apply because the recipient(s) of service under my administrative authority and represented in the Funding Request Number(s) for which you have requested or received Funding Commitments is (are) receiving discount services only for telecommunications services.

CIPA Waiver. Check the box below if you are requesting a waiver of CIPA requirements for the Second Funding Year after April 20, 2001 in which the recipients of service under your administrative authority have applied for discounts:

- d I am providing notification that, as of the date of the start of discounted services, I am unable to make the certifications required by the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), because my state or local procurement rules or regulations or competitive bidding requirements prevent the making of the certification(s) otherwise required. I certify that the recipient(s) of service under my administrative authority and represented in the Funding Request Number(s) for which you have requested or received Funding Commitments will be brought into compliance with the CIPA requirements before the start of the Third Funding Year after April 20, 2001 in which they apply for discounts.

CIPA WAIVER FOR LIBRARIES FOR FUNDING YEAR 2004. Check the box below if you are requesting a waiver of CIPA requirements for the library(ies) under your administrative authority that have applied for discounts for Funding Year 2004:

- e I am providing notification that, as of the date of the start of discounted services in Funding Year 2004, I am unable to make the certifications required by the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), because my state or local procurement rules or regulations or competitive bidding requirements prevent the making of the certification(s) otherwise required. I certify that the library(ies) under my administrative authority and represented in the Funding Request Number(s) for which you have requested or received Funding Commitments will be brought into compliance with the CIPA requirements before the start of Funding Year 2005.

The certification language above is not intended to fully set forth or explain all the requirements of the statute.

7. Signature of Authorized Person <i>Cal Lee</i>	8. Date 6/22/04
9. Printed Name of Authorized Person Dr. Cal Lee	
10. Title or Position of Authorized Person Superintendent of Schools	
11. Telephone Number of Authorized Person 309.743.1600	

A paper copy of this form, with an original signature in Block 2, Item 7, must be mailed or delivered to your Billed Entity.

RECEIVED

FEB 28 2005



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2003-2004

February 24, 2005

Terry N. Kramer
Moline Unit School District 40
1619 11th Avenue
Moline, IL 61265-3143

Re: Applicant Name: MOLINE UNIT SCHOOL DISTRICT 40
Billed Entity Number: 135963
Form 471 Application Number: 356437
Form 486 Application Number: 268343
Funding Request Number(s): 991875, 991928, 991967, 992829, 992886,
994315, 994728, 1004948
Your Correspondence Dated: October 06, 2004

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of SLD's Funding Year 2003 Form 486 Notification Letter for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission (FCC). If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 991875, 991928, 991967, 992829, 992886,
994315, 994728, 1004948

Decision on Appeal: **Denied**
Explanation:

- On appeal, you are seeking reversal of SLD's decision to adjust the Service Start Date (SSD) and the funding commitment amount due to missing the Form 486 120-day deadline. You request that the SLD change the SSD back to July 1, 2003, and reinstate the funding commitment amount that was originally approved on the Form 471.
- Upon review of the appeal letter, the relevant facts, and supporting documentation, the SLD determined that you should have filed your Form 486 for these funding requests within 120-days calculated from the issuance date of the

Funding Commitment Decision Letter or the Service Start Date as indicated on the Form 486, whichever is later. It is the responsibility of the applicant to ensure that all Forms are submitted to SLD in a timely and correct manner.

- The date of your Funding Commitment Decision Letter (FCDL) for Form 471 application 356437 was December 2, 2003. The Service Start Date reported on your Form 486 was July 1, 2003. The postmark date of your Form 486 was July 26, 2004. Since your FCC Form 486 was postmarked more than 120 days after your Service Start Date or the date of your FCDL, whichever is later, the SLD has revised your Service Start Date to the date 120 days before your Form 486 postmark date and reduced your funding commitment amount based on the adjusted Service Start Date.

The "Form 486 must be postmarked no later than 120 days after the Service Start Date featured on the Form 486 or no later than 120 days after the date of the Funding Commitment Decision Letter, whichever is later." See 2003 Funding Commitment Decision Letter, *Universal Service for Schools and Libraries*, Receipt of Service Confirmation Form, OMB 3060-0853, Instructions at 6. Since your Form 486 was postmarked after the 120 day filing requirement, the SLD has modified your service start date. The facts present in this appeal do not justify waiving the 120 day filing requirement. Consequently, your appeal is denied.

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either the SLD or the FCC. For appeals that have been denied in full, partially approved, dismissed, or cancelled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

cc: JAMES A. GISEBURT



Kim *10/20/04*
Please give to Joni with letter we sent.
Tony

Universal Service Administrative Company
RECEIVED
Schools & Libraries Division

October 13, 2004

OCT 18 2004

BOARD OF EDUCATION

Terry N. Kramer
Moline School District 40
1619 Eleventh Avenue
Moline, Illinois 61265-3198

Terry N. Kramer:

The Schools and Libraries Division of the Universal Service Administrative Company has received your correspondence on October 12, 2004 regarding the 2003-2004 funding decision on your 471 application number 356437. These are the steps that will now follow:

1. We will review your correspondence carefully to identify the specific issue(s) it raises.
2. We will consult the program integrity assurance records and all supporting documentation for the application. Our goal is to determine whether the program rules were administered appropriately in processing your application.
3. Once the review process is completed we will respond in writing and state whether your appeal is approved, denied or approved in part. We will then follow with a funding commitment decision letter for any approved appeal resulting in additional discounts for your application. Funds have been set aside to implement funding decisions for appeals approved by the SLD and/or the Federal Communications Commission.

We have begun in-depth review of the appeals we have received, and our goal is to respond to you as promptly as possible. We thank you in advance for your patience as we handle your case with the care and attention it deserves.

Schools and Libraries Division
Universal Service Administrative Company



MOLINE SCHOOL DISTRICT NO. 40

1619 Eleventh Avenue, Moline, Illinois 61265-3198 309/743-1600 Fax 309/757-3476

October 6, 2004

Letter of Appeal
School & Libraries Division
Box 125 – Correspondence Unit
80 South Jefferson Road
Whippany, NJ 07981

Dear Universal Service Administrative Company:

In re: Appeal of Start Date/Funding Commitment; Form 486 Application Number: 268343;
Applicant's Form Identifier: MOLF486Y03; Funding Year 6: 07/01/2003-06/30/2004; Billed Entity Number: 135963

Funding Request Numbers:	991875	991928	991967	992829
	992886	994315	994728	1004948

On December 2, 2003, we received our Funding Commitment Decision Letter for Funding Year 2003: 07/01/2003 – 06/30/2004. On March 9, 2004 we submitted our Billed Entity Applicant Reimbursement (Form 472) Number 2003-472-01 for \$31,334.53 and Form Number 2003-472-02 for \$9,852.16. On June 24, 2004, we received two Form 472 (BEAR Form) Notification Letters stating that the Total Amount of Reimbursement Approved for Payment for each request was \$0.00 due to Form "486 with Service Start Date never filed." This form was due within 120 days of December 2, 2003 or March 31, 2004. We believe that we did file the 486 within that time period but do not have a copy. We resubmitted the form on July 23, 2004. On August 17, 2004, we received a revised Form 486 Notification Letter Funding Commitment Report with revised service start dates of March 28, 2004. The original amount of the Funding Commitment Report was \$98,714.45. The revised amount is \$32,904.83 or 1/3.

Because we effectively provided notification of receipt of service confirmation by submitting the Billed Entity Applicant Reimbursement (Form 472) within the 120 day window for the Form 486 (cutoff March 31, BEAR form submitted March 9), and we were not notified by you of the absence of Form 486 (which we contend we filed timely) until June 24, 2004, we are appealing that the start date be revised back to the original service start date of July 1, 2003. Enclosed please find copies of all transmittals regarding this appeal.

If you need additional information, please contact me at (309) 743-8109, fax number (309) 757-3476, or e-mail address kramer@molineschools.org.

Very truly yours,

Terry N. Kramer
Comptroller

TNK/lah

Enclosure

Cc: James A. Giseburt, Information Systems Manager

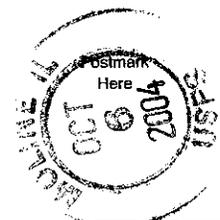
7002 2410 0001 2756 0863

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OFFICIAL USE

Postage	\$ 1.98
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$6.03



Sent To
UNIVERSAL SERVICE ADMINISTRATIVE CO
 Street, Apt. No.; **BOX 125 - CORRESPONDENCE UNIT**
 or PO Box No.
 City, State, ZIP+4 **80 SOUTH JEFFERSON RD**
WHIPPANY NJ 07981

PS Form 3800, June 2002 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<p>1. Complete return box with return address and date. If you are shipping to a business, include the business name and address on the reverse so that we can return the mail to you.</p> <p>2. Attach this receipt to the back of the mail piece, so that it remains in place.</p>	<p>3. Signature of addressee or authorized agent. If you are not the addressee, you must sign as an authorized agent.</p> <p>4. If delivery address different from that on envelope, please indicate delivery address below.</p>
<p>5. Address: UNIVERSAL SERVICE ADMINISTRATIVE COMPANY SUBJECTS & LIBRARIES DIVN BOX 125 - CORRESPONDENCE UNIT 80 SOUTH JEFFERSON RD WHIPPANY NJ 07981</p>	<p>6. Service type: <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D. <input type="checkbox"/> Restricted Delivery (Extra Fee) <input type="checkbox"/> Yes</p>
<p>7. Article Number (Transfer from service label)</p>	<p>8. Barcode: 7002 2410 0001 2756 0863</p>

PS Form 3800, August 2001

Domestic Return Receipt

102505-02-11540

RECEIVED

AUG 18 2004

USAC

BOARD OF EDUCATION

Universal Service Administrative Company

Schools & Libraries Division

FORM 486 NOTIFICATION LETTER

(Funding Year 2003: 07/01/2003 - 06/30/2004)

August 18, 2004

INFORMATION SYSTEMS
DEPARTMENT

MOLINE UNIT SCHOOL DISTRICT 40
Kim Hall
1619 11TH AVE
MOLINE, IL 61265-3143

AUG 17 2004

Re: Form 486 Application Number: 268343
Applicant's Form 486 Identifier: MOLF486Y03

This letter is to notify you that the Schools and Libraries Division (SLD) has received and accepted an FCC Form 486, Receipt of Service Confirmation Form, from you. This notification is to confirm the information that you provided. This information is being shared with the service provider whose SPIN you identified on the affected Funding Request Number(s) (ERN).

NEXT STEPS

- Work with your service provider to establish discounts (SPI) or reimbursements (BEAR)
- Invoice the SLD -
 - applicant invoice is BEAR Form for reimbursements
 - service provider invoice is SPI Form for discounts
- Pay non-discount portion, as stated in program rules
- Maintain ALL documentation, as stated in program rules

You may be receiving this letter to revise or correct a previous Form 486 Notification Letter. The information contained in this letter supersedes any previous notification you may have received, including, but not limited to, a previously adjusted Service Start Date or previously reduced funding commitment.

NOTICE ON SERVICE START DATE

There may be some situations where one or more Service Start Dates as reflected on this letter have been changed from what you indicated on the Form 486. Such changes are made by the SLD to be in compliance with program rules. You will know that a change has been made if there is an asterisk next to the Service Start Date. If the SLD changed the Service Start Date, this change may have triggered a reduction in the funding commitment. It is important that you and the service provider both recognize that the SLD should be invoiced and the SLD may direct disbursement of the discounts only on eligible, approved products and/or services actually delivered and installed on or after the Service Start Date indicated on this letter.

TO APPEAL THE SERVICE START DATE/FUNDING COMMITMENT CHANGE DECISION

If you wish to appeal the Service Start Date change(s) and/or funding commitment adjustment(s) indicated in this letter, your appeal must be POSTMARKED within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and e-mail address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify which FRN Service Start Date change or Funding Commitment adjustment you are appealing. Indicate the relevant funding year and the date of this Form 486 Notification Letter. Your letter of appeal must also include the relevant Funding Request Number(s), the Billed Entity Name, the Form 471 Application Number, and the Billed Entity Number from your Form 486.
3. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep copies of your correspondence and documentation.
4. Provide an authorized signature on your letter of appeal.

If you are submitting your appeal on paper, please send your appeal to: Letter of Appeal, Schools and Libraries Division, Box 125 - Correspondence Unit, 80 South Jefferson Road, Whippany, NJ 07981. Additional options for filing an appeal can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We encourage the use of either the e-mail or fax filing options.

While we encourage you to resolve your appeal with the SLD first, you have the option of filing an appeal directly with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be POSTMARKED within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use either the e-mail or fax filing options.

NOTICE ON RULES AND FUNDS AVAILABILITY

Applicants' receipt of funding commitments is contingent on their compliance with all statutory, regulatory, and procedural requirements of the Schools and Libraries Universal Service Support Mechanism. Applicants who have received funding commitments continue to be subject to audits and other reviews that the SLD and/or the FCC may undertake periodically to assure that funds that have been committed are being used in accordance with all such requirements. The SLD may be required to reduce or cancel funding commitments that were not issued in accordance with such requirements, whether due to action or inaction, including but not limited to that by the SLD, the applicant, or the service provider. The SLD, and other appropriate authorities (including but not limited to USAC and the FCC), may pursue enforcement actions and other means of recourse to collect erroneously disbursed funds. The timing of payment of invoices may also be affected by the availability of funds based on the amount of funds collected from contributing telecommunications companies.

A GUIDE TO THE FORM 486 NOTIFICATION LETTER FUNDING COMMITMENT REPORT

A report for each FRN for which you have notified us of a Service Start Date is attached to this letter. We are providing the following definitions for the items in that report.

Funding Request Number (FRN): A Funding Request Number is assigned by the SLD to each Block 5 of your Form 471 once an application has been processed. This number is used to report to applicants and service providers the status of individual discount funding requests submitted on a Form 471.

Form 471 Application Number: A unique identifier assigned to a Form 471 application by the SLD.

Service Provider Name: The name of the service provider that you identified as providing the service included in this FRN.

Service Provider Identification Number: The unique number assigned by USAC to the service provider you identified as providing the service included in this FRN.

Billing Account Number: The account number that you have established with your service provider for billing purposes. This will be present only if a Billing Account Number was provided on the Form 471.

Service Start Date: The Service Start Date (SSD) as indicated on the Form 486. If this date is marked with an asterisk, it was changed by the SLD to be in compliance with program rules and an explanation for the change has been provided. This date as shown is controlling and USAC will not reimburse discounts on products and/or services delivered or installed prior to this date.

Service Start Date Change Explanation (SHOWN ONLY IF RELEVANT): If the Service Start Date is marked with an asterisk, this field will explain why the SLD changed the date. One of the following explanations may appear:

· **AVSCD:** The Service Start Date may not be before the Allowable Vendor Selection/Contract Date (AVSCD) from the Form 470 cited for this FRN on the Form 471. If you indicated an earlier SSD on the Form 486, the SLD changed the SSD to the AVSCD.

120-DAY 486 DEADLINE: Forms 486 must be postmarked no later than 120 days after the start of services or no later than 120 days after the date of the FCDL, whichever is later. If the Form 486 is postmarked after the later of those two dates, the SLD changed the SSD to the date 120 days before the Form 486 postmark date. That date will become the start date for discounted services. You are advised to keep proof of the date of mailing of your form(s).

Adjusted Funding Commitment (SHOWN ONLY IF RELEVANT): If the SLD changed the Service Start Date, this change may have triggered a reduction in the funding commitment. This field will only appear if there is a reduction to the funding commitment amount.

FORM 486 NOTIFICATION LETTER
FUNDING COMMITMENT REPORT
(Funding Year 2003)

Brown
Funding Request Number: 991875
Form 471 Application Number: 356437
Service Provider Name: SBC Illinois
Service Provider Identification Number: 143001912
Billing Account Number: 309-799-5148
Service Start Date: 03/28/2004*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$527.20 *1,581.60*

Kam
Funding Request Number: 991928
Form 471 Application Number: 356437
Service Provider Name: SBC Illinois
Service Provider Identification Number: 143001912
Billing Account Number: 309-799-3139
Service Start Date: 03/28/2004*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$421.40 *1,264.18*

MEC
Funding Request Number: 991967
Form 471 Application Number: 356437
Service Provider Name: SBC Illinois
Service Provider Identification Number: 143001912
Billing Account Number: 309-796-0680
Service Start Date: 03/28/2004*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$516.26 *1,548.77*

Lead
Funding Request Number: 992829
Form 471 Application Number: 356437
Service Provider Name: McLeod USA Telecommunications
Service Provider Identification Number: 143000074
Billing Account Number: 50659
Service Start Date: 03/28/2004*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$13,377.60 *40,132.81*

DID
Funding Request Number: 992886
Form 471 Application Number: 356437
Service Provider Name: SBC Illinois
Service Provider Identification Number: 143001912
Billing Account Number: 309-736-2100
Service Start Date: 03/28/2004*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$814.83 *2,444.48*

FORM 486 NOTIFICATION LETTER
FUNDING COMMITMENT REPORT
(Funding Year 2003)

21
253
Funding Request Number: 994315
Form 471 Application Number: 356437
Service Provider Name: SBC Illinois
Service Provider Identification Number: 143001912
Billing Account Number: 309-736-2100
Service Start Date: 03/28/2004*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$9,178.80 27,536.40

ON
ENTER
Funding Request Number: 994728
Form 471 Application Number: 356437
Service Provider Name: SBC Illinois
Service Provider Identification Number: 143001912
Billing Account Number: 309-736-2100
Service Start Date: 03/28/2004*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$3,882.11 11,446.33

ON
PR1
Funding Request Number: 1004948
Form 471 Application Number: 356437
Service Provider Name: SBC Illinois
Service Provider Identification Number: 143001912
Billing Account Number: 309R26-39579579
Service Start Date: 03/28/2004*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$4,186.63 12,559.88

IMPORTANT REMINDERS & DEADLINES

Date: August 18, 2004
Form 486 App No: 268343
Form 486 App ID: MOLF486Y03

The following information is provided to assist you throughout the application process. We recommend that you keep it in an easily accessible location and that you share it with the appropriate members of your organization.

PROGRAM COMPLIANCE - Although this Form 486 has been fully data entered, the SLD will continue to review the compliance status of this Form 486, of each entity represented, and of each FRN listed. If the SLD discovers that the reported CIPA compliance status for an entity is not valid or that a required technology plan has not been approved by an SLD certified Technology Plan Approver, invoices featuring the affected FRNs will not be processed. Please refer to the SLD web site for complete information.

FORM 473 - Invoices received by the SLD will not be paid unless the SLD has an FCC Form 473, Service Provider Annual Certification (SPAC), on file for the funding year associated with the invoice.

INVOICE DEADLINE - Invoices must be postmarked no later than 120 days after the last date to receive service - including extensions - or 120 days after the date of the Form 486 Notification Letter, whichever is later. Invoices should not be submitted until the invoiced products and/or services have been delivered and billed, and (for BEAR Forms) the provider has been paid. Once established, the selected invoicing method - Forms 474 (SPIs) or Forms 472 (BEARs) - must be used for the entire Funding Year.

REVIEW OF INVOICES FOR COMPLIANCE WITH PROGRAM RULES - Once an invoice is in the SLD system, it is reviewed - electronically and, in some cases, manually - for compliance with program rules. This review may include requests from our Program Integrity Assurance team to provide information in support of the invoice. Processing of invoices can take up to 90 days, although usually less.

OBLIGATION TO PAY NON-DISCOUNT PORTION - Applicants are required to pay the non-discount portion of the cost of the products and/or services. Service providers are required to bill applicants for the non-discount portion. The FCC has stated that requiring applicants to pay their share ensures efficiency and accountability in the program. If you are using a trade-in as part of your non-discount portion, please refer to the SLD web site.

"FREE" INELIGIBLE SERVICES - Applicants and service providers are prohibited from using approved discounts to subsidize ineligible or unrequested products and services. Please see the "Free Services Advisory" posted in the Reference Area of the SLD web site.

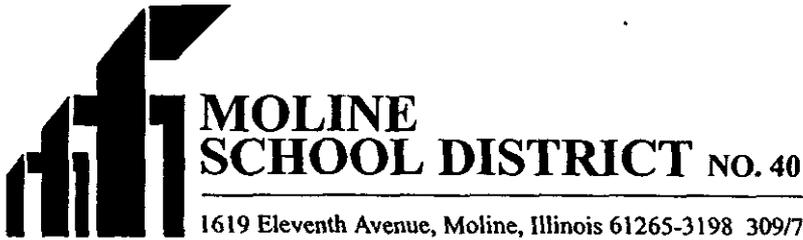
RETAIN DOCUMENTATION - Applicants and service providers must retain documentation including, but not limited to, documents showing:

- compliance with all applicable competitive bidding requirements,
- products and/or services delivered (e.g., customer bills detailing make, model and serial number),
- resources necessary to make effective use of E-rate discounts, including the purchase of equipment such as workstations not eligible for support,
- the specific location of each item of E-rate funded equipment, and
- the applicant has paid the non-discount portion.

These documents must be retained and available for review for five years.

Complete program information is posted to the Schools and Libraries Division (SLD) web site at www.sl.universalservice.org. Information is also available by contacting the SLD Client Service Bureau by e-mail at question@universalservice.org, by fax at 1-888-276-8736, or by phone at 1-888-203-8100.

mailed Certified 7/26/04



July 23, 2004

SLD-Form 486
c/o Ms. Smith
3833 Greenway Drive
Lawrence, Kansas 66046

In re: Transmittal of Receipt of Service Confirmation Form 486, Application Number 268343, Funding Year 2003 - 2004, Billed Entity Number 135963.

Attached please find Receipt of Service Confirmation Form 486 for Moline School District No. 40, which Dr. Calvin D. Lee, Superintendent of Schools, has signed on page seven (7). This form is for the service provider McLeod USA, SBC and Ameritech.

If you need additional information or further clarification, please advise immediately.

Very truly yours,


Terry N. Kramer
Comptroller

TNK/kah

Attachment

cc: Jim Giseburt, Information Systems Manager

Urk
7/26/04

Do Not Write In This Area

Entity Number	135963	Applicant's Form Identifier	MOLF486Y03
Contact Person	Kim Hall	Phone Number	(309) 743-8991

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

12. Signature of authorized person

13. Date

Cal Lee

07 23 2004

14. Printed name of authorized person

D r . C a l L e e

15. Title or position of authorized person

S u p e r i n t e n d e n t

16a. Street Address, P.O. Box, or Route Number

1 6 1 9 1 1 t h A v e

City

M o l i n e

State

Zip Code

I L 6 1 2 6 5

16b. Telephone number of authorized person

Extension

16c. Fax number of authorized person

3 0 9 7 4 3 8 1 0 2

3 0 9 - 7 4 3 8 9 9 6

16d. Email address of authorized person

Please submit this form to:

SLD-Form 486
P. O. Box 7026
Lawrence, Kansas 66044-7026

For express delivery services or U.S. Postal Service, Return Receipt Requested, send this form to:

SLD-Form 486
c/o Ms. Smith
3833 Greenway Drive
Lawrence, Kansas 66046
888-203-8100



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

SLD-FORM 486
 C/O MS SMITH
 3833 GREENWAY DR
 LAWRENCE KS 66046

2. Article Number

(Transfer from service label)

7002 2410 0001 2760 0705

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

PEARSON GOVT SOLUTIONS Agent
MAIL AGENT Addressee

B. Received by

C. Date of Delivery

D. Is delivery address in Restricted Delivery item? Yes
 If YES, enter delivery address below: No

3. Service Type

- Certified Mail Express Mail
- Registered Return Receipt for Merchandise
- Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes