

and has a current enrollment of approximately 309 students. Christiansted, with a population just shy of 3,000, is the second largest town on St. Croix, an island which is otherwise extremely rural. While Christiansted is a beautiful town, it also suffers from high rates of poverty and crime. During the 1990s, when the U.S. economy as a whole enjoyed record growth and the lowest child poverty rate on record, economic conditions for children and families in the Virgin Islands deteriorated. Christiansted had the second highest level of children in poverty of any city in the Virgin Islands, with 61% of all children in Christiansted living in poverty.¹ Christiansted's childhood poverty rate at that time was almost four times the national average and twice the rate of New York City; according to a 2003 report, 16.5% of all children nationwide lived in poverty in 2002, and 30% of children in New York City lived in poverty in 2002, while over 60% of the children in Christiansted lived in poverty.²

St. Mary's school, like most Catholic schools (and in particular Catholic schools serving low income students), operates on an extremely tight budget. However, despite this tight budget, St. Mary's believes in and strongly supports the role of technology, and in particular using technology to expand the perspectives and horizons of its students. St. Mary's has used the E-rate program as a critical component of its technology initiatives. Currently, the E-rate program, along with countless hours from volunteers, donations of hardware and monies, and regular school funds, has been used to create a highly functional network to meet the needs of 21st century students. Thanks to the infrastructure installed as part of the Fund Year 2000 E-rate application, St. Mary's has

¹ See [A First Look at Children in the U.S. Virgin Islands: A Kids Count/PRB Report on Census 2000](#), published September 2002. Full text available online at <http://eric.ed.gov/ERICWebPortal/contentdelivery/servlet/ERICServlet?accno=ED471039>.

² See [Poverty in New York, 2002](#), by Mark Levitan, CSSNY, published September 2003. Full text available online at http://www.cssny.org/pubs/special/2003_09poverty.pdf.

been able to expand its network from approximately 25 networked computers to over 100 networked computers. This leveraging of E-rate funds (which has made St. Mary's an exemplar for the use of technology in an elementary school setting in the Virgin Islands) is the core of what the program was designed to support.

In the third year of the program (Fund Year 2000), St. Mary's applied for discounts on three separate services. The first funding request, FRN 363401, was for Internet Access service. The second funding request, FRN 363435, was for internal connections to install a server at St. Mary's. The third and final request, FRN 363382, was to wire the St. Mary's campus and install the necessary switching to make the dream of a campus-wide network a reality. Without the support from the E-rate program, St. Mary's would not have been able to purchase the latter two services at all. All three services were successfully applied for and funded by the SLD. Services were delivered by the service providers during the funding year, and all three service providers filed service provider invoices (Forms 474) seeking payment from the SLD. The SLD paid all three invoices.

Several years after the completion of the delivery of services, the SLD announced its intention to audit St. Mary's. During those intervening years, St. Mary's went through two changes of administration. When the auditor arrived, St. Mary's provided the auditor with all of the available documentation related to each of the funding requests being reviewed.³ In putting together this documentation, the administration of St. Mary's was surprised to discover that payments had not been made on the undiscounted share of two of the funding requests (363435 and 363382).

³ Subsequent to the audit, additional documentation (which was not in the possession of St. Mary's at the time of the audit) has become available.

The audit report, which was finalized during the summer of 2006, had four key findings. Those findings are:

- 1) The school's technology plan was deficient;
- 2) The applicant failed to demonstrate the financial resources to pay the non-discounted share;
- 3) The applicant failed to pay the non-discounted share on all three FRNs; and
- 4) The applicant did not keep records of competitive bidding.

St. Mary's has consistently disputed the accuracy of all four of these findings, and each of these findings is expanded on below. Nevertheless, the audit is equally important for what it does not indicate. The auditor uncovered no evidence of waste, fraud, or abuse. In fact, virtually all of the tangible goods related to these FRNs (including wiring, servers, and switches) were still in operation some 3 years after they had been installed or were accounted for in the audit process.⁴ In fact, if anything, St. Mary's at worst might be found to have poor records management (and has, in the wake of the audit, undertaken steps to rectify that problem as well, as detailed in its previous correspondence with the Administrator and Wireline Competition Bureau).⁵

Although St. Mary's strongly disputed the four findings in the audit report, as noted above, St. Mary's was told by the auditor that it could not dispute the findings as part of the audit process. Instead, the auditor indicated that the only way to dispute the draft audit findings was to file an appeal to the Administrator once the audit findings had

⁴ In fact, as of the date of this filing, some five years after the funding year in question, virtually all of the equipment purchased during FY2000 is still in use at St. Mary's.

⁵ See letter from St. Mary's Catholic School to the FCC Wireline Competition Bureau in response to the draft audit findings, January 14, 2005.

been finalized. Therefore, against her better judgment, the principal at St. Mary's signed off on the audit report, despite its inaccuracies, and prepared to file an appeal.⁶ It is important to note because the Administrator has, at each subsequent junction, pointed to the school's "agreement" with the audit findings and used that as an admission of guilt. In reality, the auditor provided incorrect information to the school regarding the audit process, and the school took the auditor at his word. The school does not now, nor has it ever, accepted the findings of the audit as accurately representing the situation at St. Mary's school.

In its appeal to the Administrator, St. Mary's disputed all of the findings of the audit, since they grossly mischaracterized the reality of the situation at St. Mary's.⁷ St. Mary's provided new information that had come up subsequent to the audit, as well as information that the auditor had not cited in the audit report. The Administrator's Decision on Appeal, issued November 7, failed to reference any of this evidence, indicating only that the Administrator would not consider new evidence as part of the appeals process. The Decision merely upheld the previous findings in the audit report without addressing any of the issues raised in the appeal itself, including St. Mary's serious concerns about the standards used in the audit, the rules that the applicant was audited against, and the numerous inaccuracies included in the audit report.

Purported Rules Violations

⁶ See St. Mary's Catholic School letter of appeal to the Administrator, November 10, 2006.

⁷ See St. Mary's Catholic School letter of appeal to the Administrator, November 10, 2006.

In its response to the appeal filed by St. Mary's, the Administrator upheld four of the findings from the audit report. Each of these findings was at least partially inaccurate, and each is addressed separately, below.

The school's technology plan was deficient

In the course of the audit, the auditor determined that the school's technology plan was deficient because it did not include a separate technology budget. First of all, it is worth noting that, to this day, the FCC does not require that a separate technology budget be included in the technology plan, provided that funds are available in the applicant's budget to pay for the non-discounted share of the E-rate funds and the necessary but ineligible services needed to make effective use of the services requested in the application. Under this standard, applied properly, St. Mary's clearly meets the requirements because funds were appropriated and spent to support the technology needs of the schools (see below).

In addition, the technology plan at issue had indeed been properly approved by an authorized Technology Plan Approver on June 2, 2000.⁸ That body examined the technology plan against the requirements in place at the time of the technology plan's approval and found that it met all the requirements in place at that time.

Furthermore, and perhaps even more concerning, at the time that this application was filed, there was no requirement that technology plans include budgeting information. The requirement for technology plan budgets was not codified by the Commission until

⁸ A copy of the technology plan approval letter from the Caribbean Computer Users in Education (CCUE) was included as enclosure 6 in the letter from St. Mary's Catholic School to the Wireline Competition Bureau in response to the draft audit findings, January 14, 2005. A copy was also provided to the auditor during the audit proceedings.

the Commission's *Fifth Report and Order*, which was released more than three years after the end of the funding year at issue in this appeal.⁹ As stated in the Appeal to the Administrator, St. Mary's was incorrectly being audited against rules that were not in place at the time of the application. Such an *ex post facto* application of the rules is blatantly unfair, since applicants can of course not be expected to predict what changes the Commission will enact in the rules years in advance. Because there was no requirement that a separate technology budget be included in the technology plan at the time of the application, the finding that funding should be returned to the Commission based on this concern should be reversed by the Commission.

As explained below, St. Mary's has, subsequent to the audit, modified its technology budgeting process in order to avoid confusion on the part of future auditors. St. Mary's has also updated its technology plan several times, and has maintained an SLD approved technology plan for every period in which the school has sought E-rate support.¹⁰

The school did not budget or approve funding to pay the non-discounted portion of contracted services and other items in the school's technology budget.

The finding that the school failed to budget or approve funding to pay the non-discounted portion of the services received (or for St. Mary's other technology services) is absolutely incorrect. While technology is not specifically broken out as a separate line item in the St. Mary's FY2000 budget, the budget (as approved by the finance committee

⁹ See FCC 04-190, *Fifth Report and Order*, CC Docket 02-6, rel. 08/13/2004.

¹⁰ A copy of the most recent draft technology plan (which has subsequently been approved) was included as enclosure 7 in the letter from St. Mary's Catholic School to the Wireline Competition Bureau in response to the draft audit findings, January 14, 2005.

at St. Mary's) does include funding for technology in a variety of categories. As was previously explained to the SLD auditor, the line items for "Supplies," "Telephone," "Utilities," "Repairs and Maintenance," "Misc.," and "Classroom Supplies" all include components of the services ordered and/or services necessary to make effective use of the services ordered under the E-rate.¹¹

The absurdity of this finding is made evident by the simple fact that the services are in use and have been since they were installed – something that would be impossible had the necessary funds not been appropriated. Furthermore, the necessary resources to make effective use of these services – including teacher training, electrical capacity, desktop computers, and the like – have all been purchased, and again, the proof is self-evident. To claim that St. Mary's failed to budget for or provide these services is to deny the reality of the resources that have been available to students at St. Mary's every day since the services were installed. In its earlier correspondence with the Administrator and the Wireline Competition Bureau, St. Mary's provided photographic evidence refuting the claim that funds hadn't been appropriated by showing the equipment purchased with E-rate support being used effectively by students and faculty of the school, along with photographs of some of the non E-rate eligible equipment purchased or acquired by St. Mary's in order to make effective use of the E-rate supported services.¹² This includes a wide array of technologies, including software, desktop and laptop computer hardware, as well as professional development to help staff to make effective use of technology. We

¹¹ A copy of the budget is included as Appendix A. This budget was also supplied to the auditor and the Administrator.

¹² See enclosure 13 from the letter from St. Mary's Catholic School to the FCC Wireline Competition Bureau in response to the draft audit findings, January 14, 2005.

ask that the Commission re-examine the evidence presented and reverse the findings of the auditor and decision of the Administrator.

Subsequent to the audit, St. Mary's has modified its budgeting process so that any future auditors will have less difficulty understanding what funding is being dedicated to technology. Copies of the budgets for the 2001 through 2006 school years are attached.¹³ Technology expenditures were made each year, but not until 2005 did St. Mary's begin including a separate line item for technology in the budget. In 2006, the most recent year for which a final budget is available, St. Mary's budgeted \$45,500 on direct technology expenditures, and additional funds on indirect technology expenditures (such as utilities, telephone bills, teacher salaries, professional development, etc.). This level of expenditure is representative of what St. Mary's has spent on technology in the past and what St. Mary's intends to spend in future years to support the ambitious technology goals outlined in the technology plan.

The applicant failed to pay the non-discounted share for all three FRNs

During the course of the audit, the auditor determined that the applicant had failed to pay the non-discounted share for all three services. This finding reflects inadequate attention to detail on the part of the auditor, since in at least one of the three FRNs the finding is entirely incorrect. In the case of the other two FRNs, further explanation is required, but we believe that the Commission will agree that St. Mary's had undertaken reasonable steps to make payment to the vendors in those cases, and request that the Commission waive its rules related to those FRNs because of the specific circumstances related to those FRNs. Each FRN is discussed separately, below.

¹³ See Appendix B.

With respect to FRN 363401, which is for broadband Internet access, the applicant did fully pay the nondiscounted share during the funding year (contrary to the audit findings). A statement of our account from the service provider, showing payments made by the applicant, is attached.¹⁴ Full payment of the nondiscounted share was made in accordance with program rules during the fund year.

With respect to FRN 363435 (which covered the purchase of two servers from Dell Computer), the applicant was unaware (until the time of the audit) that Dell had not been paid for the service. Indeed, the applicant has no record of an invoice ever having been received from Dell. Once the auditor alerted the applicant to this situation, the school immediately took steps to rectify the problem. St. Mary's contacted Dell directly and discovered that, while Dell had indeed issued an invoice for the servers, Dell had not aggressively followed up that initial invoice because the amount of the invoice was a fairly trivial amount (by Dell's standards). St. Mary's requested a duplicate copy of the invoice, and made immediate payment on that invoice. Proof of that payment is attached.¹⁵ In considering whether payment was made in a timely fashion, we ask that the Commission take into consideration the date that the invoice was actually received from Dell (after the school requested the duplicate). The school issued a check within a week of receiving the re-issued invoice.

With respect to this FRN, it is also worth noting that St. Mary's actually paid Dell the entire outstanding invoice, rather than simply the applicant's share. According to the Dell representative, the Administrator failed to pay the full amount that was due for the

¹⁴ See Appendix C.

¹⁵ See Appendix D. Proof of the payment had previously been submitted to the Wireline Competition Bureau as enclosure 11 from the letter from St. Mary's Catholic School to the FCC Wireline Competition Bureau in response to the draft audit findings, January 14, 2005.

discounted portion, leaving an outstanding balance for the Administrator of \$3,748.10 (which, like the outstanding balance for the applicant, Dell had chosen not to pursue because the amount was so small).¹⁶ St. Mary's was unable to determine why the Administrator had failed to issue full payment, but issued a second check to Dell to close out the account, effectively covering the debt of the Administrator.

Finally, with respect to FRN 363382, the auditor is entirely correct to note that the school had not paid the non-discounted share. As was the case with FRN 363435, discussed above, the applicant was unaware that the non-discounted share had not been paid until the auditor made them aware of this fact. The vendor for FRN 363382, Lindsey Electronics, was a small sole proprietorship based in St. Croix and run by Mr. Ronald Lindsey. Mr. Lindsey delivered and installed all of the equipment included in the Form 470 and the bid, and apparently invoiced the SLD. St. Mary's has reviewed each and every record available, and has been unable to find any evidence that Mr. Lindsey ever issued an invoice to the applicant for the non-discounted share of \$12,077.78.

Upon being alerted that this amount had apparently not been paid to Mr. Lindsey, St. Mary's sought to contact Mr. Lindsey (as they had with Dell) and make payment on the outstanding invoice. Unfortunately, Lindsey Electronics apparently ceased to exist sometime in 2001. Since that time, Mr. Lindsey has not renewed any permits to operate a business in the Virgin Islands, nor does he appear to maintain a residence in the Virgin Islands. St. Mary's has undertaken an extensive effort to locate Mr. Lindsey, contacting other vendors and contacts who might have known or done business with Mr. Lindsey to see if there was a possible forwarding address. St. Mary's even used a pay-for-service

¹⁶ The discounted portion of the funding request was \$38,357.51, but according to Dell they were only paid \$33,701.31. This transaction was more fully discussed in the letter from St. Mary's Catholic School to the FCC Wireline Competition Bureau in response to the draft audit findings, January 14, 2005 (p.4).

online search tool, Peoplefinders.com, to try to find Mr. Lindsey, but was unable to find any current contact information.¹⁷ Attempts to have packages delivered to his last known address were also unsuccessful.¹⁸

At this point, St. Mary's is unaware of any further steps that can or should be taken to contact and pay Mr. Lindsey (although we would welcome any assistance the Commission could provide). St. Mary's has undertaken a good faith effort to track down Mr. Lindsey, but has been unable to do so. However, St. Mary's has no desire to defraud the program (or deny payment to the vendor). As a sign of our good faith efforts to pay the vendor, the amount we believe to be outstanding to Mr. Lindsey (\$12,077.78) has been placed in escrow pending our ability to find Mr. Lindsey and get an invoice for payment. These funds can only be released to Mr. Lindsey, the Administrator, or the Federal Communications Commission, and will remain in escrow until such time as this matter is resolved.¹⁹

With respect to FRNs 363435 and 363382, we ask that the Commission examine the circumstances surrounding each of these FRNs and affirm our belief that there was no waste, fraud, or abuse, nor the intent to commit waste, fraud, or abuse. As the Commission noted in the *Fifth Report and Order*, “[a]udits are a tool for the Commission and USAC, as directed by the Commission, to ensure program integrity and to detect and deter waste, fraud, and abuse.”²⁰ St. Mary's has not attempted to commit waste, fraud, or abuse with respect to these FRNs (or any other FRNs), and has never sought to damage

¹⁷ The results from the Peoplefinders search are attached as Appendix E.

¹⁸ The results from sending a package to Mr. Lindsey's last known address are attached as Appendix F. Note that the forwarding address has expired (and, unfortunately, the post office did not furnish that forwarding address to St. Mary's).

¹⁹ See Appendix G.

²⁰ FCC 04-190, *Fifth Report and Order*, CC Docket 02-6, rel. 08/13/2004, para. 13.

the integrity of the program. Indeed, St. Mary's has been a model of the kinds of goals that the program was designed to support. While ignorance of the funds being outstanding does not excuse their not having been paid, we ask that, in light of the applicant's actions subsequent to being informed that the invoices were outstanding, the Commission waive its rules requiring that applicants pay the service provider within 90 days of the receipt of services. St. Mary's has made payment (or made all reasonable efforts to make payment) to each of the vendors to whom payment was due.

The applicant did not keep records of competitive bidding.

The audit also found that the school did not have records of a competitive bidding process. The facts indicate that, although the school opened a competitive bidding process through the Form 470, they were unable to attract competitive bids. In the case of each of the services for which E-rate support was sought, St. Mary's was only able to attract a single bidder, and was able to attract that bidder only after significant outreach attempts above and beyond the Form 470. The Form 470 itself failed to attract any bids for the services being sought. Aside from the requirements imposed by the E-rate program, there were no additional state or local procurement requirements which restricted the ability of the applicant to select vendors.

In addition, at the time of the filing of the application, the Commission had not yet provided extensive information on what documentation needed to be retained for an audit. Indeed, it was not until the *Fifth Order on Reconsideration*, which was released in August, 2004, that the Commission provided an extensive (though not exhaustive) list of

the documentation that applicants were required to retain.²¹ Indeed, the Commission indicated in that order that the decision to clarify what documentation was required was informed by the results of audits where applicants were unclear on the documents that needed to be retained.²² In providing this (non-exhaustive) list of documents that needed to be retained, the Commission provided valuable insight to applicants as to the kinds of information that should be retained (and, in some instances, created in order to be retained) as part of the application process.

Of course, this clarification came several years too late for St. Mary's. What St. Mary's should have done was to write a memo for the file indicating that there were not bids received related to the various FRNs, or that only one bid was received, and that the bid was accepted. The staff at St. Mary's didn't know that they should have done this, however, since the SLD training at the time (which was offered on a "train the trainers" model and not widely available) didn't specifically tell applicants to document all aspects of the competitive bidding procedure, and (as far as is possible to tell some six years after the fact) no guidance was posted on the SLD's website telling applicants to create documentation to explain the competitive bidding process, particularly when there were no competitive bids. In fact, the guidance page dealing with bids and vendor selection from March 1, 2000, makes no reference whatsoever towards retaining documentation of the bidding process.²³

Similarly, the Form 471 instructions indicate simply that "Applicants should retain the worksheets and other records they use to compile these forms for five years..."

²¹ See FCC 04-190, *Fifth Report and Order*, CC Docket 02-6, rel. 08/13/2004, para. 48.

²² See FCC 04-190, *Fifth Report and Order*, CC Docket 02-6, rel. 08/13/2004, footnote 19.

²³ See Appendix H. Archived copy of the SLD website retrieved using the WayBack machine at archive.org.

If an applicant is audited, it should be able to demonstrate to the auditor how the entries in its application were provided.”²⁴ Based on the instructions provided, it would be logical to conclude that the applicant would need to retain documentation that demonstrated how the various entries in the Form 471 were derived – including price, discount level, and the like. The instructions do not make it clear that all documentation related to the bidding process needed to be retained, nor that applicants needed to create documentation to explain the bidding process when there were not multiple vendors.

Based on the above, we believe that it is very clear that the applicant complied with the competitive bidding requirements related to the E-rate program. The applicant posted a Form 470 and waited 28 days for bids to come in. When bids were not forthcoming based on the Form 470, the applicant sought out vendors to provide bids or quotes on the services being sought, then selected the most cost-effective responses received. None of the competitive bidding requirements related to the E-rate program were violated, and no evidence of any violations of the competitive bidding process were uncovered by the auditor. As outlined in an attached affidavit from Max Mizejewski, who served as the school’s consultant at the time and acted as the liason between the school and interested vendors, the bidding process was conducted in a fair, open, competitive manner, and the most cost effective bid responses were selected as the winning bids.²⁵

Furthermore, the evidence in the record suggests that the prices received were competitive. In Fund Year 2001, St. Mary’s applied again for the same services that it was seeking for Fund Year 2000, since the SLD had failed to process the application and

²⁴ See Form 471 instructions from Fund Year 2000, page 6.

²⁵ See Appendix I.

issue a funding commitment in a timely fashion.²⁶ In Fund Year 2000, Lindsey Electronics bid the services sought in FRN 363382 at a total cost of \$96,027.80. In Fund Year 2001, Bizco bid the exact same services at a cost of \$98,882.00. While this does not document the competitive bidding process for Fund Year 2000, it does show that the bid received from Lindsey Electronics in Fund Year 2000 was price competitive with what other vendors were charging for the same service – in fact, it was approximately 3% less expensive.²⁷

The applicant can and has provided documentation that the bidding requirements in place in Fund Year 2000 were indeed dutifully followed. What the applicant of course could not do in this instance is predict how the document retention requirements would evolve over time. In fact, the Commission even went so far as to explain in the *Fifth Report and Order* that part of the reason why the Commission felt compelled to spell out the requirements for document retention is that so much confusion existed among applicants as to what documents needed to be retained. There was neither the intent nor the actuality of waste, fraud, or abuse in this instance, and no evidence of waste, fraud, or abuse was found in the course of the audit. We ask that the Commission reverse the findings of the auditor and the Administrator that the document retention requirements in place at the time of the competitive bidding related to the FY2000 application were not followed, or, failing that, waive the requirements for this application.

²⁶ Although a funding commitment was eventually received for Fund Year 2000, it was received well after the Fund Year 2001 filing deadline. As a result, St. Mary's included the same services in the Fund Year 2001 application that it included in the Fund Year 2000 application, in case the Fund Year 2000 application did not get funded. Because the services sought were identical, the sole bid received in 2001 should provide a competitive contract with the sole bid received in Fund Year 2000.

²⁷ The bid from Bizco, which is attached as Appendix J, was previously supplied to the Commission as enclosure 12 in the letter from St. Mary's Catholic School to the FCC Wireline Competition Bureau in response to the draft audit findings, January 14, 2005.

Conclusion

The purpose of audits, and the subsequent commitment adjustments, is to ensure that applicants and service providers do not commit waste, fraud, and abuse. The reclamation of funds from an already funded applicant six years after the fact is a drastic step – and, in some instances, may be a necessary one. In this instance, however, the reclamation of funds is a drastic and unnecessary step.

The record clearly shows that the applicant had every intention at every juncture to comply with the program rules that were in place at the time of the filing of the application. But the record just as clearly shows that the auditor failed to audit the applicant against the rules as they existed in 2000, and instead audited against the rules as they existed at the time of the audit.

It is also clear that the applicant has sought to redress problems in the application whenever those problems became apparent – not in the hopes that it would impact the findings of the audit, but because redressing those grievances was and is the right thing to do. This is not the behavior of an applicant seeking to defraud or game the E-rate program, but rather the behavior of an applicant that strongly believes in the goals of the program and the need to ensure that the integrity of the program is preserved so that other applicants can continue to benefit from the program.

It is also clear from the record that there has never been any allegation of waste, fraud, or abuse related to this applicant. After an exhaustive review of the documentation available, on site inspections of the equipment received from the E-rate program, and thorough reviews of the policies and practices of St. Mary's school, the auditor was unable to find any evidence of waste, fraud, or abuse. The equipment and services

purchased via the E-rate program were not left sitting in a warehouse, but instead have been used appropriately and responsibly, and have made daily access to the worldwide resources of the Internet and beyond accessible to students at St. Mary's Catholic School for the last five and a half years. St. Mary's has also proven itself a good custodian of the funds; five and a half years after the equipment sought in this application was installed, the equipment is still in place, functional, and used on a daily basis, despite the fact that E-rate would have allowed for the equipment to be replaced after just three years.

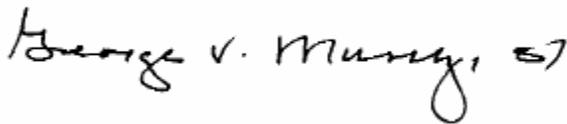
It is possible that the Commission will find that St. Mary's did violate some program rules. For example, St. Mary's has not, to this day, made payment to one of its vendors for the FY2000 funding year (although certainly not for lack of trying). However, we believe that the record shows that these possible violations are not substantive in nature; instead, St. Mary's has made good faith efforts at every turn to comply with program requirements. The documentation provided with this appeal (and provided to the auditor and Administrator) show unambiguously that the administration at St. Mary's has worked to correct any and all weaknesses uncovered by the audit, follow all recommendations from the auditor, and to undertake whatever steps possible to demonstrate that they were not seeking to abuse or defraud the E-rate program. We believe that the Commission will agree that these violations are not substantive or intentional violations of the program rules, nor are they violations that resulted in waste, fraud, or abuse, and ask that the Commission waive its rules in these instances.

At this time, the impact of the E-rate program at St. Mary's is a success story about using technology to help students expand their horizons and opportunities in a desperately poor part of the United States. In the wake of the audit findings, St. Mary's

has moved to strengthen its own internal record keeping and documentation procedures, and has documented those improvements to the Commission.²⁸ Upholding the inaccurate findings of the audit would threaten St. Mary's with bankruptcy and possibly force the school to close its doors after more than a century of service to the community of Christiansted.

We ask that the Commission reverse the erroneous findings of the auditor and Administrator, and find St. Mary's not to be in violation of the program rules or, in those instances where non-substantive violations may have occurred, to waive the rules in the interest of the students of St. Mary's and the public interest.

Respectfully submitted,

A handwritten signature in black ink that reads "George V. Murry, S.J." with a stylized flourish at the end.

Most Reverend George V. Murry, S.J., Ph.D
Bishop, Catholic Diocese of St. Thomas, VI

²⁸ See the letter from St. Mary's Catholic School to the FCC Wireline Competition Bureau in response to the draft audit findings, January 14, 2005.

Appendix A:
St. Mary's FY2000 Budget

ST. MARY'S SCHOOL
FINAL BUDGET
2000-2001

Tuition	\$407,625.00	
Family Discount	(\$3,225.00)	
Scholarship	(\$17,000.00)	
Employee Discount	(\$14,925.00)	
Total Tuition	<u>\$372,475.00</u>	
Contribution	\$20,000.00	
After-School Program	\$15,000.00	
Bookstore Income	\$8,000.00	
Registration	\$48,275.00	
Graduation Fee	\$1,750.00	
Fundraising	\$35,000.00	
Concession	\$1,700.00	
Investment Income	\$0.00	
Misc. Income	<u>\$2,500.00</u>	
Other Income	\$132,225.00	
Total Income		\$504,700.00

ADMINISTRATIVE EXP.

Salaries	\$177,522.00
Payroll Taxes	\$13,581.00
Health & Retirement	\$10,000.00
Advertising	\$5,000.00
Supplies	\$12,000.00
Due & Subscripts	\$1,000.00
Telephone	\$3,500.00
Legal & Accounting	\$500.00
Travel	\$500.00
Insurance	\$24,000.00
Utilities	\$10,000.00
Repairs & Maint.	\$25,000.00
Auto	\$1,500.00
Bookstore	\$8,000.00
Misc.	<u>\$5,000.00</u>
	\$297,103.00

STUDENT INSTRUCTION

Salaries	\$230,493.00
Payroll Taxes	\$17,633.00
Health & Retirement	\$18,000.00
ASP Exp.	\$5,000.00
Diocesan Assessment	\$2,000.00
Classroom Supplies	\$15,000.00
Library	\$1,000.00
Guidance	\$100.00
Misc.	<u>\$1,000.00</u>
	\$290,226.00

Total Expenses \$587,329.00

Net Income(loss) (\$82,629.00)

Appendix B:

St. Mary's FY2001 – 2006 Budgets

**ST. MARY'S SCHOOL
FINAL BUDGET
2001-2002**

Tuition	\$444,075.00	
Family Discount	(\$11,450.00)	
Scholarship	(\$15,375.00)	
Employee Discount	<u>(\$30,163.00)</u>	
Total Tuition	<u>\$387,087.00</u>	
Contribution	\$125,719.00	
Late Fee	\$500.00	
After-School Program	\$10,000.00	
Application Fee	\$5,000.00	
Bookstore Income	\$10,000.00	
Registration	\$42,000.00	
Graduation Fee	\$2,500.00	
Fundraising	\$140,000.00	
Concession	\$5,000.00	
Investment Income	\$0.00	
Misc. Income	<u>\$2,500.00</u>	
Other Income	\$343,219.00	
Total Income		\$730,306.00

ADMINISTRATIVE EXP.

Salaries	\$221,907.00
Payroll Taxes	\$16,976.00
Health & Retirement	\$20,690.00
Advertising	\$8,000.00
Supplies	\$11,000.00
Due & Subscrip	\$1,000.00
Telephone	\$5,000.00
Legal & Accounting	\$500.00
Travel	\$3,000.00
Insurance	\$20,300.00
Utilities	\$17,500.00
Repairs & Maint.	\$35,000.00
Auto	\$1,500.00
Bookstore	\$12,300.00
Maint. Agreement	\$5,000.00
Misc.	<u>\$4,000.00</u>
	\$383,673.00

STUDENT INSTRUCTION

Salaries	\$261,906.00
Payroll Taxes	\$20,036.00
Health & Retirement	\$27,591.00
ASP Exp.	\$13,000.00
Diocesan Assessment	\$2,000.00
Classroom Supplies	\$15,000.00
Library	\$1,000.00
Guidance	\$100.00
Testing	\$2,500.00
Graduation	\$2,500.00
Misc.	<u>\$1,000.00</u>
	\$346,633.00

Total Expenses	\$730,306.00
----------------	--------------

Net Income(loss)	\$0.00
------------------	--------

ST. MARY'S SCHOOL
FINAL BUDGET 2002-2003

Tuition	\$523,650.00	
Tuition Assistance	(\$10,000.00)	
Employee Discount	<u>(\$15,725.00)</u>	
Total Tuition	\$497,925.00	
Registration Fee	\$50,000.00	
Family Discount	<u>\$0.00</u>	
Total Registration	\$50,000.00	
Contribution	\$35,000.00	
Late Fee	\$5,000.00	
After-School Program	\$15,000.00	
Application Fee	\$6,000.00	
Bookstore Income	\$10,000.00	
Graduation Fee	\$2,500.00	
Fundraising	\$30,000.00	
Concession	\$4,000.00	
Investment Income	\$25,000.00	
Misc. Income	<u>\$2,500.00</u>	
Other Income	\$135,000.00	
Total Income		\$682,925.00
ADMINISTRATIVE EXP.		
Salaries	\$204,247.00	
Payroll Taxes	\$15,625.00	
Health & Retirement	\$16,109.00	
Prof.Workshop/Seminar	2,500.00	
Advertising	\$6,000.00	
Supplies	\$9,000.00	
Postage	700.00	
Due & Subscripts	\$1,300.00	
Telephone	\$5,000.00	
Legal & Accounting	\$500.00	
Travel	\$2,000.00	
Insurance	\$22,582.00	
Utilities	\$17,000.00	
Repairs & Maint.	\$25,000.00	
Auto	\$1,500.00	
Bookstore	\$6,000.00	
Maint. Agreement	\$4,000.00	
Misc.	<u>\$4,000.00</u>	
	\$343,063.00	
STUDENT INSTRUCTION		
Salaries	\$263,318.00	
Payroll Taxes	\$20,144.00	
Health & Retirement	\$32,445.00	
ASP Exp.	\$13,000.00	
Diocesan Assessment	\$2,210.00	
Classroom Supplies	\$15,000.00	
Library	\$1,000.00	
Guidance	\$100.00	
Prof.Workshop/Seminar	\$2,500.00	
Testing	\$2,500.00	
Graduation	\$2,500.00	
Misc.	<u>\$1,000.00</u>	
	\$355,717.00	
Total Expenses		<u>\$698,740.00</u>
Net Income(loss)		(\$15,855.00)

ST. MARY'S SCHOOL
FINAL BUDGET 2003-2004

Tuition	\$521,275.00	
Tuition Assistance	(\$20,000.00)	
Employee Discount	<u>(\$16,488.00)</u>	
Total Tuition	\$484,787.00	
Registration Fee	\$46,000.00	
Contribution	\$67,000.00	
Late Fee	\$4,000.00	
After-School Program	\$15,000.00	
Application Fee	\$5,000.00	
Bookstore Income	\$10,000.00	
Graduation Fee	\$2,500.00	
Fundraising	\$55,000.00	
Concession	\$6,000.00	
Investment Income	\$25,000.00	
Misc. Income	<u>\$2,000.00</u>	
Other Income	\$191,500.00	
Total Income		\$722,287.00
ADMINISTRATIVE EXP.		
Salaries	\$164,518.00	
Payroll Taxes	\$12,586.00	
Health & Retirement	\$12,381.00	
Prof.Workshop/Seminar	2,500.00	
Advertising	\$5,000.00	
Supplies	\$10,000.00	
Postage	700.00	
Due & Subscripts	\$1,300.00	
Telephone	\$5,000.00	
Legal & Accounting	\$500.00	
Travel	\$2,000.00	
Insurance	\$23,382.00	
Utilities	\$17,000.00	
Repairs & Maint.	\$25,000.00	
Auto	\$1,500.00	
Bookstore	\$6,000.00	
Maint. Agreement	\$4,000.00	
Misc.	<u>\$4,000.00</u>	
	\$297,367.00	
STUDENT INSTRUCTION		
Salaries	\$305,632.00	
Payroll Taxes	\$23,381.00	
Health & Retirement	\$40,995.00	
ASP Exp.	\$13,000.00	
Diocesan Assessment	\$2,210.00	
Classroom Supplies	\$40,000.00	
Casual Labor	\$20,000.00	
Library	\$1,000.00	
Guidance	\$100.00	
Prof.Workshop/Seminar	\$2,500.00	
Testing	\$2,500.00	
Graduation	\$2,500.00	
Misc.	<u>\$1,000.00</u>	
	\$454,818.00	
Total Expenses		\$752,185.00
Net Income(loss)		(\$29,898.00)

ST. MARY'S SCHOOL**FINAL BUDGET**

2004-2005

Tuition	\$545,225.00
Tuition Assistance	(\$20,000.00)
Employee Discount	<u>(\$16,238.00)</u>
Total Tuition	\$508,987.00

Registration Fee	\$46,000.00
-------------------------	--------------------

Contribution	\$45,000.00
Late Fee	\$4,000.00
After-School Program	\$16,000.00
Application Fee	\$5,000.00
Bookstore Income	\$10,000.00
Graduation Fee	\$3,000.00
Fundraising	\$40,000.00
Concession	\$6,000.00
Investment Income	\$25,000.00
Misc. Income	<u>\$2,000.00</u>
Other Income	\$156,000.00
Total Income	\$710,987.00

ADMINISTRATIVE EXP.

Salaries	\$175,298.00
Payroll Taxes	\$13,410.00
Health & Retirement	\$24,763.00
Prof. Workshop/Seminar	2,500.00
Advertising	\$4,500.00
Supplies	\$10,000.00
Postage	700.00
Due & Subscripts	\$1,300.00
Telephone	\$5,000.00
Legal & Accounting	\$250.00
Travel	\$2,000.00
Insurance	\$23,382.00
Utilities	\$17,500.00
Repairs & Maint.	\$25,000.00
Auto	\$1,500.00
Bookstore	\$6,000.00
Maint. Agreement	\$4,000.00
Misc.	<u>\$3,500.00</u>
	\$320,603.00

STUDENT INSTRUCTION

Salaries	\$315,872.00
Payroll Taxes	\$24,164.00
Health & Retirement	\$58,347.00
ASP Exp.	\$13,000.00
Diocesan Assessment	\$2,210.00
Classroom Supplies	\$30,000.00
Casual Labor	\$11,500.00
Library	\$1,000.00
Guidance	\$100.00
Prof. Workshop/Seminar	\$2,500.00
Testing	\$2,500.00
Graduation	\$2,500.00
Misc.	<u>\$1,000.00</u>
	\$464,693.00

Total Expenses	<u>\$785,296.00</u>
Net Income(loss)	<u>(\$74,309.00)</u>

ST. MARY'S SCHOOL**FINAL BUDGET**

2005-2006

Tuition	\$750,150.00	
Tuition Assistance	(\$20,000.00)	
Employee Discount	<u>(\$12,147.00)</u>	
Total Tuition	\$718,003.00	
Registration Fee	\$71,000.00	
Contribution	\$10,000.00	
Parish/Diocesan Support	\$35,000.00	
Late Fee	\$5,500.00	
After-School Program	\$17,000.00	
Application Fee	\$9,000.00	
Bookstore Income	\$16,000.00	
Graduation Fee	\$3,000.00	
Fundraising	\$40,000.00	
Concession	\$7,000.00	
Investment Income	\$25,000.00	
Misc. Income	<u>\$2,000.00</u>	
Other Income	\$169,500.00	
Total Income		\$958,503.00
ADMINISTRATIVE EXP.		
Salaries	\$188,982.00	
Payroll Taxes	\$14,457.00	
Health & Retirement	\$32,439.00	
Prof.Workshop/Seminar	2,500.00	
Advertising	\$4,000.00	
Supplies	\$13,000.00	
Postage	1,000.00	
Due & Subscripsts	\$1,500.00	
Telephone	\$5,000.00	
Legal & Accounting	\$250.00	
Travel	\$2,000.00	
Insurance	\$32,000.00	
Utilities	\$30,000.00	
Repairs & Maint.	\$25,000.00	
Auto	\$3,000.00	
Bookstore	\$10,000.00	
Maint. Agreement	\$4,000.00	
Misc.	<u>\$3,500.00</u>	
	\$372,628.00	
STUDENT INSTRUCTION		
Salaries	\$356,190.00	
Payroll Taxes	\$25,846.00	
Health & Retirement	\$64,337.00	
ASP Exp.	\$13,000.00	
Diocesan Assessment	\$2,210.00	
Classroom Supplies	\$35,000.00	
Technology	\$10,500.00	
Casual Labor	\$15,000.00	
Library	\$2,500.00	
Guidance	\$100.00	
Prof.Workshop/Seminar	\$2,500.00	
Testing	\$2,500.00	
Graduation	\$2,500.00	
Misc.	<u>\$1,000.00</u>	
	\$533,183.00	
Total Expenses		<u>\$905,271.00</u>
Net Income(loss)		\$52,692.00

ST. MARY'S SCHOOL
FINAL BUDGET 2006-2007

Tuition	\$872,175.00	
Tuition Assistance	(\$20,000.00)	
Employee Discount	(\$7,000.00)	
Total Tuition	\$845,175.00	
Registration Fee	\$65,000.00	
Contribution	\$10,000.00	
Parish/Diocesan Support	\$35,000.00	
Late Fee	\$5,500.00	
After-School Program	\$17,000.00	
Application Fee	\$8,000.00	
Bookstore Income	\$20,000.00	
Graduation Fee	\$5,000.00	
Fundraising	\$40,000.00	
Concession	\$7,000.00	
Investment Income	\$25,000.00	
Misc. Income	<u>\$2,000.00</u>	
Other Income	\$174,500.00	
Total Income		\$1,084,675.00
ADMINISTRATIVE EXP.		
Salaries	\$190,301.00	
Payroll Taxes	\$14,558.00	
Health & Retirement	\$38,134.00	
Prof.Workshop/Seminar	2,500.00	
Advertising	\$4,000.00	
Supplies	\$13,000.00	
Postage	1,000.00	
Due & Subscripts	\$2,000.00	
Telephone	\$7,000.00	
Postage	\$700.00	
Travel	\$2,000.00	
Insurance	\$32,000.00	
Utilities	\$35,000.00	
Repairs & Maint.	\$25,000.00	
Auto	\$3,000.00	
Bookstore	\$15,000.00	
Maint. Agreement	\$5,000.00	
Misc.	<u>\$3,500.00</u>	
	\$393,693.00	
STUDENT INSTRUCTION		
Salaries	\$403,413.00	
Payroll Taxes	\$28,490.00	
Health & Retirement	\$98,920.00	
ASP Exp.	\$13,000.00	
Diocesan Assessment	\$2,210.00	
Classroom Supplies	\$35,000.00	
Technology	\$45,500.00	
Casual Labor	\$15,000.00	
Library	\$2,500.00	
Guidance	\$100.00	
Prof.Workshop/Seminar	\$2,500.00	
Testing	\$2,500.00	
Graduation	\$4,500.00	
Misc.	<u>\$1,000.00</u>	
	\$654,633.00	
Total Expenses		\$1,048,326.00
Net Income(loss)		\$36,349.00

Appendix C:
Statement from Choice Communications

CUSTOMER INVOICE AND STATEMENT

Choice Communications Invoice Generated: 01/03/2007
 Al Cohen's Mall, Havensight Account Number: 7612
 9719 Estate Thomas Invoice Number: n/a
 St. Thomas, VI 00802 Tax ID #: 66-0574990
 VOICE:340-774-0024 FAX:340-774-0008

Elizabeth Hering
 St. Mary's Catholic School
 P.O. Box 4090
 Christiansted
 St. Croix, VI 00822

Transaction Detail Covering OPENING - 01/03/2007

DATE DESCRIPTION TOTAL

OPENING Balance Forward 39.92
 10/16/00 PAYMENT: Check 5639 -19.96
 HV
 10/16/00 PAYMENT: Check 7137 -19.96
 HV
 10/27/00 Unlimited: 'stmarys@viaccess.net' 19.96
 from 10/27/2000 to 11/26/2000
 11/03/00 PAYMENT: Check 7137 -19.96
 HV
 05/30/01 WDSL E-Mail 0.00
 'stmaryschool@viaccess.net'
 from 05/30/2001 to 06/26/2001
 05/30/01 WDSL E-Mail 0.00
 'stmaryschool@viaccess.net'
 from 06/27/2001 to 07/26/2001
 05/30/01 WDSL4 Year: '172016.16.89' 2999.52
 from 05/27/2001 to 05/26/2002
 05/30/01 SA-10 (Breeze Com): '172016.16.89' 250.00
 05/30/01 Sa-10 Breeze Unit: '172016.16.89' 250.00
 07/27/01 WDSL E-Mail 0.00
 'stmaryschool@viaccess.net'
 from 07/27/2001 to 08/26/2001
 07/27/01 Late Fee 2.00
 08/27/01 Late Fee 2.00
 Late fee
 09/27/01 Late Fee 2.00

Late fee**10/03/01 WDSL E-Mail 0.00****'stmaryschool@viaccess.net'****from 08/27/2001 to 09/26/2001****10/03/01 WDSL E-Mail 0.00****'stmaryschool@viaccess.net'****from 09/27/2001 to 10/26/2001****10/27/01 WDSL E-Mail 0.00****'stmaryschool@viaccess.net'****from 10/27/2001 to 11/26/2001****10/27/01 Late Fee 2.00****Late fee****11/27/01 WDSL E-Mail 0.00****Page 1 - Account 7612 - Continued on Page 2****Page 2 - Account 7612 (continued)****'stmaryschool@viaccess.net'****from 11/27/2001 to 12/26/2001****12/27/01 WDSL E-Mail 0.00****'stmaryschool@viaccess.net'****from 12/27/2001 to 01/26/2002****01/27/02 WDSL E-Mail 0.00****'stmaryschool@viaccess.net'****from 01/27/2002 to 02/26/2002****02/27/02 WDSL E-Mail 0.00****'stmaryschool@viaccess.net'****from 02/27/2002 to 03/26/2002****02/27/02 STORE-CREDIT: HOTC Outage -80.60****03/19/02 PAYMENT: Check 0120012347 -2399.62****hv:cdf****03/27/02 WDSL E-Mail 0.00****'stmaryschool@viaccess.net'****from 03/27/2002 to 04/26/2002****04/27/02 WDSL E-Mail 0.00****'stmaryschool@viaccess.net'****from 04/27/2002 to 05/26/2002****05/27/02 WDSL E-Mail 0.00****'stmaryschool@viaccess.net'****from 05/27/2002 to 06/26/2002****05/27/02 WDSL4 Year: '172.20.15.211' 2999.52****from 05/27/2002 to 05/26/2003****06/27/02 WDSL E-Mail 0.00****'stmaryschool@viaccess.net'****from 06/27/2002 to 07/26/2002**

07/27/02 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 07/27/2002 to 08/26/2002
08/27/02 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 08/27/2002 to 09/26/2002
09/27/02 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 09/27/2002 to 10/26/2002
10/27/02 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 10/27/2002 to 11/26/2002
11/27/02 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 11/27/2002 to 12/26/2002
12/27/02 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 12/27/2002 to 01/26/2003
01/21/03 PAYMENT: Check 8398 -19.96
dh
01/27/03 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 01/27/2003 to 02/26/2003
02/27/03 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 02/27/2003 to 03/26/2003
03/27/03 WDSL E-Mail 0.00

Page 2 - Account 7612 - Continued on Page 3

Page 3 - Account 7612 (continued)

'stmaryschool@viaccess.net'
from 03/27/2003 to 04/26/2003
04/09/03 VOID: PAYMENT on 01/21/2003 19.96
Data Entry Error
04/27/03 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 04/27/2003 to 05/26/2003
05/27/03 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 05/27/2003 to 06/26/2003
05/27/03 WDSL4 Year: '172.20.15.211' 2999.52
from 05/27/2003 to 05/26/2004
06/12/03 PAYMENT: Check 8587 -540.49
STX:SMC
06/27/03 WDSL E-Mail 0.00

'stmaryschool@viaccess.net'
from 06/27/2003 to 07/26/2003
07/18/03 PAYMENT: Check 8618 -540.49
STX:SMC
07/27/03 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 07/27/2003 to 08/26/2003
08/11/03 PAYMENT: Check 8637 -540.49
STX:SMC
08/27/03 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 08/27/2003 to 09/26/2003
09/15/03 PAYMENT: Check 8705 -540.49
STX:SMC
09/27/03 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 09/27/2003 to 10/26/2003
10/15/03 PAYMENT: Check 8747 -540.49
STX:SMC
10/27/03 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 10/27/2003 to 11/26/2003
11/25/03 PAYMENT: Check 8804 -540.49
HV:WWH
11/27/03 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 11/27/2003 to 12/26/2003
12/27/03 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 12/27/2003 to 01/26/2004
12/29/03 PAYMENT: Check 8838 -540.49
HV:WWH
01/22/04 PAYMENT: Check 8878 -540.49
HV:IR
01/27/04 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 01/27/2004 to 02/26/2004
02/17/04 PAYMENT: Check 8904 -540.49
HV:WWH

Page 3 - Account 7612 - Continued on Page 4

Page 4 - Account 7612 (continued)

02/27/04 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 02/27/2004 to 03/26/2004

03/17/04 PAYMENT: Check 8956 -540.49
HV:WWH
03/27/04 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 03/27/2004 to 04/26/2004
04/15/04 PAYMENT: Check 9000 -540.49
STX:VJ
04/27/04 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 04/27/2004 to 05/26/2004
05/25/04 PAYMENT: Check 9044 -1080.95
HV:WWH
05/27/04 Universal Service Fee 156.57
Service number: 17802
05/27/04 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 05/27/2004 to 06/26/2004
05/27/04 WDSL4 Year: '172.20.15.211' 2999.52
from 05/27/2004 to 05/26/2005
06/27/04 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 06/27/2004 to 07/26/2004
07/13/04 PAYMENT: Check 9109 -3156.09
HV:WWH
07/27/04 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 07/27/2004 to 08/26/2004
08/27/04 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 08/27/2004 to 09/26/2004
09/27/04 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 09/27/2004 to 10/26/2004
10/27/04 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 10/27/2004 to 11/26/2004
11/27/04 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 11/27/2004 to 12/26/2004
12/27/04 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 12/27/2004 to 01/26/2005
01/27/05 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 01/27/2005 to 02/26/2005
02/27/05 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 02/27/2005 to 03/26/2005

03/27/05 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 03/27/2005 to 04/26/2005
04/27/05 WDSL E-Mail 0.00

Page 4 - Account 7612 - Continued on Page 5

Page 5 - Account 7612 (continued)

'stmaryschool@viaccess.net'
from 04/27/2005 to 05/26/2005
05/27/05 Universal Service Fee 199.77
Service number: 17802
05/27/05 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 05/27/2005 to 06/26/2005
05/27/05 WDSL4 Year: '172.20.15.211' 2999.52
from 05/27/2005 to 05/26/2006
06/27/05 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 06/27/2005 to 07/26/2005
07/11/05 PAYMENT: Check 9847 -3199.29
STX:CQ
07/27/05 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 07/27/2005 to 08/26/2005
08/27/05 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 08/27/2005 to 09/26/2005
09/27/05 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 09/27/2005 to 10/26/2005
10/27/05 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 10/27/2005 to 11/26/2005
11/27/05 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 11/27/2005 to 12/26/2005
12/27/05 WDSL E-Mail 0.00
'stmaryschool@viaccess.net'
from 12/27/2005 to 01/26/2006
=====
01/03/07 Account Balance 0.00

No payment is due at this time

**A very appreciative
THANK YOU goes out to all of our customers for voting Choice Communications as
the "Best High-SpeedInternet
Provider 2006" and "Best Dial Up Internet Provider 2006"! We thank you for your
business and
your vote!**

Page 5 - Account 7612 - End of Statement

Appendix D:

St. Mary's Payments to Dell Computer Corp.

9474

Dell Computer Corporation K12, One Dell Way, Round Rock, TX 78682

Bill #	Invoice #	Invoice Date	Shortcut	Acct Description	Comment	Amount
1587		1/12/05	198	Technology	bal. on acct. ac#015175572	\$3,748.10
Check Date: 1/12/05						Check Total: \$3,748.10

ST. MARY'S SCHOOL
 PH. (340) 773-0117
 45A QUEEN ST.
 C'STED., ST. CROIX, VI 00820

BANCO POPULAR DE PUERTO RICO
 CHRISTIANSTED BRANCH ST. CROIX, U.S. VIRGIN ISLANDS

101-658/216

9474

DATE

1/12/05

AMOUNT

\$3,748.10

Three thousand seven hundred forty-eight and 10 / 100 dollars

AY
O THE
RDER
IF

Dell Computer Corporation K12
 One Dell Way
 Round Rock, TX 78682

[Signature]
 SAFEGUARD SECURE

⑈009474⑈ ⑆021606580⑆ 190⑈430028⑈

ST. MARY'S SCHOOL

9474

Dell Computer Corporation K12, One Dell Way, Round Rock, TX 78682

Bill #	Invoice #	Invoice Date	Shortcut	Acct Description	Comment	Amount
1,587		1/12/05	198	Technology	bal. on acct. ac#015175572	\$3,748.10

Check Date: 1/12/05

Check Total: \$3,748.10

9471

Dell,

Bill #	Invoice #	Invoice Date	Shortcut	Acct Description	Comment	Amount
1582		1/12/05	198-416	Technology	Closing of acct. for 2000 E-Rate fund	\$3,584.45
Check Date: 1/12/05						Check Total: \$3,584.45

ST. MARY'S SCHOOL
 PH. (340) 773-0117
 45A QUEEN ST.
 C'STED., ST. CROIX, VI 00820

BANCO POPULAR DE PUERTO RICO
 CHRISTIANSTED BRANCH ST. CROIX, U.S. VIRGIN ISLANDS

101-658/216

9471

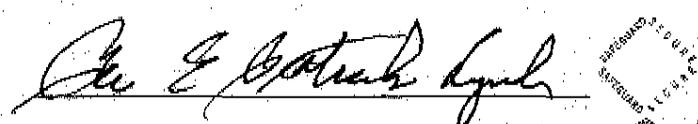
DATE
1/12/05

AMOUNT
\$3,584.45

Three thousand five hundred eighty-four and 45 / 100 dollars

PAV
TO THE
ORDER
OF

Dell



⑈009471⑈ ⑆021606580⑆ 190⑈430028⑈

ST. MARY'S SCHOOL

9471

Dell,

Bill #	Invoice #	Invoice Date	Shortcut	Acct Description	Comment	Amount
1,582		1/12/05	198-416	Technology	Closing of acct. for 2000 E-Rate funds	\$3,584.45

Check Date: 1/12/05

Check Total: \$3,584.45

Appendix E:
Peoplefinder Search for Ronald Lindsey

Terms & Conditions



Search | Help | View Your Orders | Log Out

Welcome: Elizabeth Hering
Membership: 30 Day People Finder Membership

You are currently: **LOGGED IN**

<< Back to reports Search Again >>

Comprehensive Background Check

Subject Name: LINDSEY, RONALD
Date: 12/19/2004 4:06:10 PM

Name and Address Reported Information for LINDSEY, RONALD

Name(s):	LINDSEY, RONALD RIVERA, TAMMY R
Possible Current Address:	3027 PO Box, CHRISTIANSTED VI 00822
Possible Previous Address:	3291 Po Box, CHRISTIANSTED VI 00822
Possible Previous Address:	4180 Po Box, KINGSHILL VI 00851
Possible Previous Address:	Po Box 3291, CHRISTIANSTED VI 00822
Possible Previous Address:	Po Box 4180, KINGSHILL VI 00851
Possible Previous Address:	126G Estate Whim, FREDERIKSTED VI 00840
Possible Previous Address:	Christian Stead, SAN JUAN PR 00822
Possible Previous Address:	Pob 3027 Christian Stead, ST CROIX VI 00822
Possible Previous Address:	Po Box 3027, CHRISTIANSTED VI 00822
Possible Previous Address:	None, SAN DIEGO CA 92154
Possible Previous Address:	1560 Coronado AV, SAN DIEGO CA 92154
Possible Previous Address:	Uss John L Hall Ffg 32, FPO AA 34050
Possible Previous Address:	Uss John L Hall Ffg 32, FPO AA 34050
Possible Previous Address:	None, SAN DIEGO CA 92199
Possible Previous Address:	None, SAN DIEGO CA 92154
Possible Previous Address:	Pob 4180, KINGSHILL ST CROIX VI 00851
Possible Previous Address:	822 126g Whim, ST CROIX VI 00822
Possible Previous Address:	Pob 3027, ST CROIX VI 00822
Possible Previous Address:	126 G Est Whim, MARMORA NJ 08223
Date of Birth:	N/A, 42 years old

Possible Relatives for LINDSEY, RONALD

No Information on File

Possible Associates of LINDSEY, RONALD

No Information on File

Details for 3027 PO Box, CHRISTIANSTED VI 00822

Listed Phone Numbers for 3027 PO Box, CHRISTIANSTED VI 00822

LINDSEY, RONALD (809) 773-9797 As Of 07/2001

Property Ownership for 3027 PO Box, CHRISTIANSTED VI 00822

No Information on File

Neighbors for 3027 PO Box, CHRISTIANSTED VI 00822

Neighbors:	WESTBROOK, BRANDON J	3026 PO Box CHRISTIANSTED VI 00822
	BEBERMAN, JULIE A	3029 PO Box CHRISTIANSTED VI 00822
	HOCKENSMITH, WILLIAM L	3026 PO Box CHRISTIANSTED VI 00822
	SERRY, JEAN E	3023 PO Box CHRISTIANSTED VI 00822
	CHICHESTER, HARRY E	3026 PO Box CHRISTIANSTED VI 00822
	MCFARLANE, THEODORE O	3020 PO Box CHRISTIANSTED VI 00822

Current and Previous Occupants for 3027 PO Box, CHRISTIANSTED VI 00822

No Information on File

Mail Drops in the vicinity of 3027 PO Box, CHRISTIANSTED VI 00822

No Information on File

Banks in the vicinity of 3027 PO Box, CHRISTIANSTED VI 00822

Banks:	Banco Popular de Puerto Rico	3009 ORANGE GROVE SHOPPING CENTER CHRISTIANSTED VI 00822
	Banco Popular de Puerto Rico	3009 ORANGE GROVE SHOPPING CENTER CHRISTIANSTED VI 00822

Details for 3291 Po Box, CHRISTIANSTED VI 00822

Listed Phone Numbers for 3291 Po Box, CHRISTIANSTED VI 00822

No Information on File

Property Ownership for 3291 Po Box, CHRISTIANSTED VI 00822

No Information on File

Neighbors for 3291 Po Box, CHRISTIANSTED VI 00822

Neighbors:	BRISCOE, SHIRLEY J	3292 PO Box CHRISTIANSTED VI 00822
	BRISCOE, GERALDINE A	3292 PO Box CHRISTIANSTED VI 00822
	BRISCOE, DOUG B	3292 PO Box CHRISTIANSTED VI 00822

Current and Previous Occupants for 3291 Po Box, CHRISTIANSTED VI 00822

No Information on File

Mail Drops in the vicinity of 3291 Po Box, CHRISTIANSTED VI 00822

No Information on File

Banks in the vicinity of 3291 Po Box, CHRISTIANSTED VI 00822

Banks:	Banco Popular de Puerto Rico	3009 ORANGE GROVE SHOPPING CENTER CHRISTIANSTED VI 00822
	Banco Popular de Puerto Rico	3009 ORANGE GROVE SHOPPING CENTER CHRISTIANSTED VI 00822

Birth Date: N/A
County, State: LOS ANGELES, CA
Marriage Date: 02/26/1965

Groom: LINDSEY, RONALD E (20)
Bride: HOWELL, CHERYL K (19)
Birth Date: N/A
County, State: LOS ANGELES, CA
Marriage Date: 08/24/1964

Groom: LINDSEY, RONALD E (23)
Bride: PRESS, DEBORAH K (19)
Birth Date: N/A
County, State: CONTRA COSTA, CA
Marriage Date: 09/20/1969

Groom: LINDSEY, RONALD A (34)
Bride: KIMURA, FAWN Y (32)
Birth Date: N/A
County, State: LOS ANGELES, CA
Marriage Date: 05/26/1985

Groom: LINDSEY, RONALD L (30)
Bride: BIGGS, JANICE K (28)
Birth Date: N/A
County, State: LOS ANGELES, CA
Marriage Date: 03/09/1977

Groom: LINDSEY, RONALD F (23)
Bride: WINTER, JEANNE M (20)
Birth Date: N/A
County, State: ALAMEDA, CA
Marriage Date: 06/10/1974

Groom: LINDSEY, RONALD K (20)
Bride: HOLMES, LOUISA E (21)
Birth Date: N/A
County, State: SUTTER, CA
Marriage Date: 12/29/1969

Groom: LINDSEY, RONALD D (31)
Bride: LAZENBY, LUANA D (21)
Birth Date: N/A
County, State: VENTURA, CA
Marriage Date: 06/25/1983

Groom: LINDSEY, RONALD A (23)
Bride: NELSON, MARILYNN E (23)
Birth Date: N/A
County, State: LOS ANGELES, CA
Marriage Date: 08/27/1967

Groom: LINDSEY, RONALD T (20)
Bride: TAYLOR, PAMELA F (21)
Birth Date: N/A
County, State: KERN, CA
Marriage Date: 09/03/1966

Groom: LINDSEY, RONALD S (34)
Bride: TATE, REBECCA L (31)
Birth Date: N/A
County, State: LOS ANGELES, CA
Marriage Date: 11/26/1977

The following databases were searched but no records were found.

Death by Name and State	*** No Record Found ***
Bankruptcies, Tax Liens & Judgments	*** No Record Found ***
Divorce by Name and State (CO, FL, NV, TX)	*** No Record Found ***
Real Property Ownership by Name and State	*** No Record Found ***
FAA Alimen by Name	*** No Record Found ***
FAA Aircraft by Name	*** No Record Found ***
Coast Guard Merchant Vessels by Name	*** No Record Found ***
Internet Domains owned by LINDSEY, RONALD	*** No Record Found ***
DEA Registrants by Name	*** No Record Found ***

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Appendix F:

Attempted Delivery to Ronald Lindsey

Pull To Open

This envelope is the property of the U.S. Postal Service and is provided solely for use in sending Priority Mail. Misuse may be a violation of federal law.

Pull To Open

FOR PICKUP CALL 1-800-222-1811

DOMESTIC USE ONLY

Search for
Lyndson



DO USE:

- 1. COMPLETE ADDRESS LABEL AREA
Type or print required return address and addressee information.
- 2. PAYMENT METHOD
Affix postage, meter strip or PG postage label to area indicated in upper right hand corner.



From St. Maria Catholic School
PO Box 349020
Osted VI 00822-4620

United States Postal Service®
DELIVERY CONFIRMATION™



0304 1560 0000 8573 7690

U.S. POSTAGE PAID CHRISTIANSTED, VI 00820 DEC 13, '04 AMOUNT \$4.30

9267

00822-4620

www.usps.com

- UNCLAIMED MAIL
- NO SUCH STATE
- DO NOT DELIVER
- INSUFFICIENT ADDRESS
- NO MAIL RECEIVED
- BOX CLOSED

TO Mr. Ronald Lindsey
President L. E. I Technology
PO Box 3027
Christiansted, VI 00822



Home

Track & Confirm

Shipment Details

You entered 0304 1560 0000 8573 7683

Your item was delivered at 9:27 am on December 14, 2004 in FREDERIKSTED, VI 00840.

Here is what happened earlier:

- ACCEPTANCE, December 13, 2004, 2:08 pm, CHRISTIANSTED, VI 00820

Track & Confirm

Enter label number:

Go >

Track & Confirm FAQs [Go >](#)

Notification Options

Track & Confirm by email [What is this?](#) [Go >](#)



POSTAL INSPECTORS
Preserving the Trust

site map contact us government services
Copyright © 1999-2002 USPS. All Rights Reserved. Terms of Use Privacy Policy

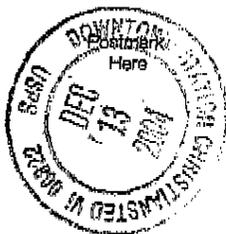
U.S. Postal Service™ Delivery Confirmation™ Receipt

DELIVERY CONFIRMATION NUMBER: 0304 1560 0000 8573 7683

Postage and Delivery Confirmation fees must be paid before mailing.

Article Sent To: (to be completed by mailer)

Mr. Max J. Mizejewski
Prosperity #222
Fsted, VI 00840



POSTAL CUSTOMER:

Keep this receipt. For inquiries:
Access internet web site at
www.usps.com[®]
or call 1-800-222-1811

CHECK ONE (POSTAL USE ONLY)

- Priority Mail™ Service
- First-Class Mail® parcel
- Package Services parcel

(See Reverse)

PS Form 152, May 2002



[Home](#)

Track & Confirm

Shipment Details

You entered 0304 1560 0000 8573 7690

Your item was delivered at 4:57 pm on December 14, 2004 in CHRISTIANSTED, VI 00822.

Here is what happened earlier:

- NOTICE LEFT, December 14, 2004, 4:57 pm, CHRISTIANSTED, VI 00822
- FORWARD EXPIRED, December 14, 2004, 4:57 pm, CHRISTIANSTED, VI
- ACCEPTANCE, December 13, 2004, 2:08 pm, CHRISTIANSTED, VI 00820

Track & Confirm

Enter label number:

[Go >](#)

[Track & Confirm FAQs](#) [Go >](#)

Notification Options

Track & Confirm by email [What is this?](#) [Go >](#)



[site map](#) [contact us](#) [government services](#)
Copyright © 1999-2002 USPS. All Rights Reserved. [Terms of Use](#) [Privacy Policy](#)

U.S. Postal Service™ Delivery Confirmation™ Receipt

DELIVERY CONFIRMATION NUMBER: 0697 573 8573 0000 0000 0951 40E0

Postage and Delivery Confirmation fees must be paid before mailing.

Article Sent To: (to be completed by mailer)

Mr. Ronald Lindsey
(Please Print Clearly)
PO Box 3007
Christed VI 00822



POSTAL CUSTOMER:

Keep this receipt. For inquiries:
Access internet web site at www.usps.com®
or call 1-800-222-1811

CHECK ONE (POSTAL USE ONLY)

- Priority Mail™ Service
- First-Class Mail® parcel
- Package Services parcel

PS Form 152, May 2002

(See Reverse)

Appendix G:

**Escrow Documentation for Applicant's Share of
Payments to Lindsey Electronics**

AFFIDAVIT

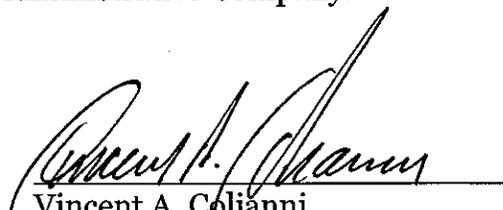
IN THE TERRITORY OF THE VIRGIN ISLANDS)
DISTRICT OF ST. CROIX) ss

I, Vincent A. Colianni, being duly sworn, depose and state:

1. I am a partner in the law firm of Colianni & Colianni.
2. Our firm has on deposit \$12,077.78 in the Colianni & Colianni Escrow account for St. Mary's School.
3. These funds are being held because the intended recipient of these funds, Ronald Lindsey, cannot be located.
4. Three possible payees for the funds are Ronald Lindsey, the Federal Communications Commission or Universal Service Administrative Company.
5. Payment of these funds is pending action by the Federal Communications Commission or Universal Service Administrative Company.
6. These funds will not be released prior to action by the Federal Communications Commission or Universal Service Administrative Company.

Further this affiant saith not.

Date: January 4, 2007



Vincent A. Colianni
Colianni & Colianni
1138 King Street
Christiansted, VI 00820
(340) 719-1766
(340) 719-1770

SUBSCRIBED AND SWORN TO before me
this 4th day of January 2007.



NOTARY PUBLIC

MARIA E. SANTOS
Notary Public
St. Croix, U.S. Virgin Islands
Commission Expires: Oct. 14, 2009
NP-114-05

Appendix H:

Archived Pages from SLD Website Regarding Competitive Bidding Requirements

Step 4 - Bidding Process and Selecting Vendors

Helping Schools and
Libraries Access a
World of Information

Applying for Discounts: Step-by-Step (SLD)

Step-by-Step Index

1. Overview

2. Technology Plan

3. File Form 470

4. Bids / Select Vendor

5. File Form 471

6. Process Forms 471

7. Funds Committed

8. File Form 486 / BEAR

9. Discounts on Bills

10. Appeals / Corrections

Step 4 provides information about the competitive bidding process and the selection of service providers.

- [What is the bidding process?](#)
- [What is the 28-day required posting period?](#)
- [What is the "Allowable Contract Date"?](#)
- [How is the 28-day rule applied?](#)

[PREVIOUS PAGE](#)

[What](#) is the bidding process?

Once you file your Form 470, it is posted to the SLD Web site for competitive bidding. **The competitive bidding process demands the mandatory 28 day period during which service providers bid on the new services you have requested on your Form 470.** The FCC established this mandatory bidding period to benefit both vendors and applicants - vendors have greater access to potential customers, and applicants gain greater choice in vendor selection.

Upon processing or posting of the Form 470, the SLD will notify you of the date upon which you may sign a contract or enter into an agreement for new services or file Form 471. This date will be referred to as the "**Allowable Contract Date.**"

You are required to wait 28 days before you sign a contract or enter into an agreement for services. After you sign a contract or enter into an agreement, you (or the billed entities you represent) can initiate the next step in the application process, the filing of FCC Form 471.

[Top](#)

[What](#) is the 28-day required posting period?

If you are seeking bids on new services for which you plan on receiving E-rate discounts, your Form 470 must be posted to the SLD Web Site for a period of 28 days before you sign a contract with a vendor from the bids received. After you sign a contract or enter into an agreement, you (or the billed entities you represent) can initiate the next step in the application process, the filing of Form 471.

[Top](#)

[What](#) is the "Allowable Contract Date"?

Upon processing or posting of the Form 470, the SLD will notify you of the date upon which you may sign a contract or enter into an agreement for new services or file Form 471. This date will be referred to as the "**Allowable Contract Date**" or "ACD."

[Top](#)

How is the 28-day rule applied?

If you are seeking E-rate discounts for any of the following types of services, the Form 470 which includes these services must be posted to the SLD Web Site for 28 day before you can sign a contract or enter into an agreement and file a Form 471.

- tariffed services (telecommunications services purchased at regulated rates) for which you do not have a signed, written contract (a Form 470 must be filed for these services each year);
- month-to-month Internet access, cellular services, or paging services for which you do not have a written contract but for which your standard monthly bills are proof of a binding, legal arrangement (a Form 470 must be filed for these services each year);
- any services for which you seek a new contract; or
- any multi-year contract signed on or before July 10, 1997, but for which you have not before filed a Form 470 in any previous program year.

[Top](#)

[PREVIOUS PAGE](#)

Questions about the SLD Program? Call our Client Service Bureau at (888) 203-8100.

Please direct site questions and comments to: comments@universalservice.org

Universal Service Administrative Company - SLD
Copyright 1999 USAC
All Rights Reserved
last updated: 12/20/2006 16:59:14

Appendix I:

Statement from Max Mizejewski

INDIVIDUAL ACKNOWLEDGMENT

State/Commonwealth of Oregon
County of Douglas } ss.

On this the 2 day of January, 2007, before
me, EMILY BUTLER, the undersigned Notary
Public, personally appeared Max John Mizejewski

- personally known to me - OR -
- proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein stated.

WITNESS my hand and official seal.



Emily L Butler
Signature of Notary Public
EMILY L BUTLER
Other Required Information (Printed Name of Notary, Residence, etc.)

Place Notary Seal and/or Any Stamp Above

OPTIONAL

Although the information in this section is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

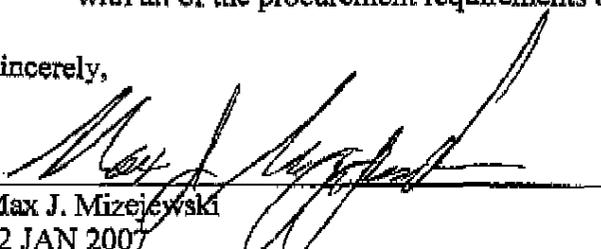
Title or Type of Document: To whom It May Concern - Statment
Document Date: 02-Jan-2007 Number of Pages: 1
Signer(s) Other Than Named Above: N/A

Right Thumbprint of Signer
Top of thumb here

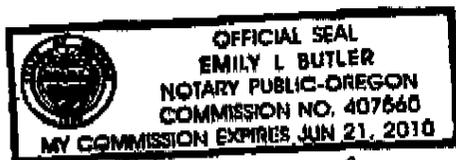
To Whom It May Concern:

- 1) I worked as a consultant for St. Mary's School to help them obtain Internet connectivity. Among the areas in which I helped St. Mary's School was the Universal Service Program for Schools and Libraries (better known as the E-rate program). In this capacity, I helped all three Catholic Schools on the island of St. Croix with their on-line applications for the program. I was a volunteer as a concerned paren, and did not represent any service providers involved with the E-rate program. I was provided a stipend of approximately \$500.00 from each school for my work.
- 2) During the Fund Year 2000 E-rate application process, I served as consultant on the E-rate program for St. Mary's Catholic School in Christiansted, St. Croix.
- 3) During the initial application process, including the Form 470 posting and competitive bidding processes, I served, along with the school directly, as the contact person for vendors interested in providing bids to St. Mary's Catholic school. I also assisted St. Mary's in assessing any and all responses that came in.
- 4) Great care was taken to follow all of the rules and procedures set forth by the program to the very best of our ability. The Fund Year 2000 bid process was conducted in a fair, open, and competitive manner, and any and all responses to the Form 470 were considered. At the end of the bid process, the bids were assessed by myself and the staff of St. Mary's and the most cost-effective responses were selected.
- 5) Unfortunately due to our location during the Fund Year 2000 application process, there were no competing bids attracted by the Form 470 for some of the services sought. In fact, for some of the services we sought, the Form 470 attracted no bids whatsoever but we did follow the rules of the Form 470 process and entice vendors to bid on the services being sought. In the case of the Internal Connections hardware services which were ultimately provided by Dell Computer and the overall installation of same, provided by Lindsey Electronics, and the Internet Access service ultimately provided by Wireless World LLC (now Choice Communications), we were unable to get any competing bids from any other vendors.
- 6) During this competitive bidding process to the best of my understanding we adhered strictly and followed all of the applicable Federal requirements for the E-rate program, including, but not limited to, posting a Form 470 in excess of the required 28 days, responding to any and all requests for information from any and all vendors, providing all vendors with the exact same RFP information, and complying with all of the procurement requirements that applied to our school.

Sincerely,



Max J. Mizejewski
02 JAN 2007



Emily L. Butler
EMILY L BUTLER

Appendix J:

Bid from Bizco for FY2001



*technologies
of Arizona*

E-RATE SPIN 143022823

5801 N. Camino Padre Isidoro

Tucson, Az. 85718

Phone: 520-615-7534

Fax: 520-615-7554

Response to RFP for E-Rate Support Services

Ms. Susan Diverio
St. Mary's Catholic School
P.O. Box 4090
Christensted
U.S. Virgin Islands 00822

Dear Ms. Diverio

Thank you very much for giving Bizco technologies of Arizona the opportunity to serve your school's support needs. I can personally assure you that we will exceed your expectations with regard to this project and into the future.

We at Bizco have had many years of experience providing support services to the education marketplace. I have been involved in the education community's technology arena for nearly nineteen years. Chris Stevens, my partner in Bizco and our systems engineer also has over fifteen years experience in supporting networks, including being the IT manager in charge of support for Qantas Airlines in The Americas.

I hope that we have addressed all of your issues in this proposal. If you desire any modifications to this proposal, please let me know and I will make the necessary changes.

Sincerely,

Bruce Subeck
Partner

List of E-Rate Eligible Products Covered by Support Services

> OG	Qty	Item	Description
>	1	9 485942	4-PAIR 24 AWG SOLID C
>	2	2 790613	SUPERSTACK II SWITCH
>	3	17 129734	OFFICE CONNECT 8 PORT
>	4	17 519171	BACK-UPS 500
>	5	2 129723	OFFICE CONNECT 4 PORT
>	1	1 220-0605	POWEREDGE BASE RACK.B
>	1	1 310-0083	CBL.SWTCH BOX.MSE/KYB
>	1	1 310-0083	CBL.SWTCH BOX.MSE/KYB
>	1	1 310-0083	CBL.SWTCH BOX.MSE/KYB
>	1	1 310-0083	CBL.SWTCH BOX.MSE/KYB
>	1	1 310-0578	RACK,SHELF,EQUIP, WEST
>	1	1 310-0578	RACK,SHELF,EQUIP, WEST
>	1	1 310-0202	DRAWER,RACKMOUNT KEYB
>	1	1 310-0190	MINI KEYBOARD WITH TR
>	1	1 310-0245	8 PORT KEYBD/MON SWIT
>	1	1 310-0578	RACK,SHELF,EQUIP, WEST
>	1	1 320-1502	15"(13.8"VIEWABLE)M57
>	1	1 310-0235	PANELS,RACK SIDE,BLAC
>	1	1 310-0236	BRACES,SIDE,RACK STAB
>	1	1 460-0567	INFO.EXPEDITED DELIVE
>	1	1 310-3929	PDU.120V,LOW POWER,W/
>	1	1 910-1450	O-S,RACK,INIT,(C)
>	1	1 910-1452	O-S,RACK,YRS2&3,(C)
>	1	2 910-4779	INSTL,SVR,W/NOS
>	2	1 910-6158	ASG COMP O-S,RACK INS
1	1	1 220-002	9 PEDGE4400.800MHZ/256K1
1	1	1 310-0016	LOGITEC SYSTEM MOUSE,
1	1	1 310-0310	DELUXE WINDOWS KEYBOA
1	1	1 310-3561	PWR SPLY,RDNT OPT/SHI
1	1	1 310-3563	USER+INSTL/TRBL GUIDE
1	1	1 310-4020	RACK RAILS,INSIDE & O
1	1	1 311-0748	2ND PROC.800MHZ/256K,
1	1	1 311-1225	512MB SDRAM,133MHZ,4X
1	1	1 313-7008	17/40X SCSI,CD-ROM,#1
1	1	1 320-0058	MONITOR OPTION-NONE
1	1	1 340-0608	1.44MB,3.5",FD.FOR DE

1 1 340-1399 8-BAY HD CAGE.FRT.OPT
1 1 340-6660 4X18GB.U160M.SCSI.HDD
1 1 340-6663 KIT.RAID ENABLER.PERC
1 1 340-7418 TB.20/40G.DAT.HH.CC.P
1 1 340-7737 CONFIG#3.ROMB 0/NO DR
1 1 365-1234 READYWARE INSTALLATIO
1 1 420-2833 VER.BACKUP EXEC ENHAN
1 1 430-0254 TWO INTEL PRO 100 PLU
1 1 430-5002 SW.NTS.NT4.ACAD.SP6A.
1 1 910-3540 NBD.SVR.INIT YR.UNIS
1 1 910-3542 NBD.SVR.2YR EXT.UNIS
1 1 361-2218 DP.INFO,RAID5,SGL.CTN
1 1 361-2935 DP.K-12CE.WNT 4.0.DFT
1 1 361-3762 DP.INFO.INSTL CUSTOM
1 1 362-0451 DP.SW.MS.EXCH/OTLK 20
1 1 365-0257 DP.ROUTING SKU.FACT
1 1 365-3035 DPW.INTG FEE.OR.K-12
1 1 365-4210 DPW.INTG SVC.APPLICAT
1 1 365-4210 DPW.INTG SVC.APPLICAT
1 1 370-1862 TSR. ARON SINGLETARY
1 1 900-9997 ONSITE INSTL DECLINED
1 1 *** ACD NT 4.0 SERVER
1 1 *** WITH 10 CAL
1 1 *** ACD PROXY 2.0
1 1 *** ACD EXCHAGE STND 5.5

1 1 220-0029 PEDGE4400,800MHZ/256K
1 1 310-0016 LOGITEC SYSTEM MOUSE.
1 1 310-0310 DELUXE WINDOWS KEYBOA
1 1 310-3561 PWR SPLY.RDNT OPT/SHI
1 1 310-3563 USER+INSTL/TRBL GUIDE
1 1 310-4020 RACK RAILS,INSIDE & O
1 1 311-0748 2ND PROC.800MHZ/256K.
1 1 311-1225 512MB SDRAM.133MHZ.4X
1 1 313-7008 17/40X SCSI.CD-ROM.#1
1 1 320-0058 MONITOR OPTION-NONE
1 1 340-0608 1.44MB.3.5".FD.FOR DE
1 1 340-1399 8-BAY HD CAGE.FRT.OPT
1 1 340-6660 4X18GB.U160M.SCSI.HDD
1 1 340-6663 KIT.RAID ENABLER.PERC
1 1 340-7418 TB.20/40G.DAT.HH.CC.P
1 1 340-7737 CONFIG#3.ROMB 0/NO DR
1 1 365-1234 READYWARE INSTALLATIO
1 1 420-2833 VER.BACKUP EXEC ENHAN
1 1 430-0254 TWO INTEL PRO 100 PLU
1 1 430-5002 SW.NTS.NT4.ACAD.SP6A.

1 1 910-3540 NBD.SVR.INIT YR.UNIS
 1 1 910-3542 NBD.SVR.2YR EXT.UNIS
 1 1 361-2218 DP.INFO.RAID5.SGL.CTN
 1 1 361-2935 DP.K-12CE.WNT 4.0.DFT
 1 1 361-3762 DP.INFO.INSTL CUSTOM
 1 1 362-0451 DP.SW.MS.EXCH/OTLK 20
 1 1 365-0257 DP.ROUTING SKU.FACT
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 1 1 370-1862 TSR. ARON SINGLETARY
 1 1 900-9997 ONSITE INSTL DECLINED
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 1 1 *** ACD PROXY 2.0
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 1 1 340-6660 4X18GB.U160M.SCSIHDD
 1 1 340-6663 KIT.RAID ENABLER.PERC
 1 1 340-7418 TB,20/40G.DAT.HH.CC.P
 1 1 340-7739 CONFIG #5.ROMB 5/NO D
 1 1 365-1234 READYWARE INSTALLATIO
 1 1 420-2833 VER.BACKUP EXEC ENHAN
 1 1 430-0254 TWO INTEL PRO 100 PLU
 1 1 430-5002 SW.NTS.NT4.ACAD.SP6A.
 1 1 910-3540 NBD.SVR.INIT YR.UNIS
 1 1 910-3542 NBD.SVR.2YR EXT.UNIS
 1 1 370-1862 TSR. ARON SINGLETARY
 1 1 900-9997 ONSITE INSTL DECLINED
 1 1 *** NT 4.0 SERVER
 1 1 *** WITH 10 CAL
 2 2 340-1767 FORMATTED.MAGNETIC.TB

Scope of Services

Post Installation Support

Coverage Period	Start Date 07/01/2001	End Date 06/30/2002
Services and Associated Pricing		
On-Site Technical Support	4 Visits (3 Days Per Visit)	\$ 9275.00
Travel Time	80 Hours	\$ 3600.00
Per Diem (hotel, food, car)	20 Days	\$ 3900.00
Total Contract Price		\$16775.00

Installation Services

On-Site Installation	9 Days	\$ 6956.00
Travel Time	20 Hours	\$ 900.00
Per Diem (hotel, food, car)	9 Days	\$ 1755.00
Installation of Switches		\$11000.00
Installation of Cable		\$ 9900.00
Installation/Programming PBX		\$ 9751.00

Documentation

Documentation of Installation	\$ 1800.00
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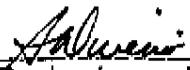
Scope of Materials Purchased

Cabling	\$ 7000.00
PBX	\$11300.00
Wireless LAN	\$19000.00
Materials Freight	\$ 2745.00

TERMS AND CONDITIONS

It is St. Mary's Catholic School understanding that all the above listed support services qualify for E-Rate funds.

- The total amount of the Bizco Purchase Order is \$98,882.00**
- St. Mary's Catholic School E-Rate discount percentage is 90%.**
- St. Mary's Catholic School will pay Bizco \$9,888.20 net 30.**
- St. Mary's Catholic School has filed Form 486 allowing the discount amount of \$88,993.80 to be paid directly to Bizco technologies of Arizona by the SLD under the E-Rate program net 30.**


Date: Tuesday, January 16, 2001
Ms. Susan Diverio, Principal
St. Mary's Catholic School