

Karen Lesher
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P.O. Box 710
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Billed Entity Number: 16020596
Form 471 Application Number: 507313
Form 486 Application Number:



Administrator's Decision on Appeal – Funding Year 2006-2007

December 05, 2006

Karen Leshar
Northeast Arizona Technological Institute of Vocational Education
P.O. Box 710
Kayenta, AZ 86033

Re: Applicant Name: NATIVE VOCATIONAL DISTRICT
Billed Entity Number: 16020596
Form 471 Application Number: 507313
Funding Request Number(s): 1469901, 1469955, 1470012, 1470039, 1470089,
1484987, 1485286
Your Correspondence Dated: October 10, 2006

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 USAC's Funding Year 2006 Funding Commitment Decision Letter for the Application Number indicated above. This letter explains the basis of USAC'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): 1469901, 1469955, 1470012, 1470039, 1470089,
1484987, 1485286

Decision on Appeal: **Denied**

Explanation:

- Upon thorough review of the appeal and all relevant documentation, it was determined that you failed to advise bidders that an RFP was issued. An RFP was issued and the Form 470 advised potential bidders that no RFP existed. During the Competitive Bidding Analysis review, you provided documentation to support the district's use of a RFP to solicit prospective vendors. Your reply on June 5, 2006 to the Selective Review Information Request included a document requesting company information, evidence of experience, bid requests, and a timeline for submission of bids. In accordance with guidelines set forth by the FCC, the NATIVE document titled Description of Services for Telecommunications describes the project undertaken with sufficient detail and

contains the all elements required of an RFP, such as a description of the scope of services, location, etc. Therefore, the document must be considered an RFP. Consequently, USAC denied the funding requests because an RFP was issued and NATIVE's Form 470 (application number 720060000568310) failed to advise potential bidders that an RFP existed. You have not demonstrated that USAC erred in its initial decision. The appeal is denied.

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either USAC or the FCC. For appeals that have been denied in full, partially approved, dismissed, or canceled, 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 section of the USAC website 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