

**Demand Payment Letter
SECOND REQUEST**

Funding Year 2002: 7/01/2002 - 6/30/2003

February 6, 2007

**Carol Borgognoni
COAHOMA AGRI HIGH SCHOOL DIST
3240 FRIARS POINT RD
CLARKSDALE, MS 38614 9359**

- PAST DUE NOTICE -

**THIS NOTICE PROVIDES IMPORTANT INFORMATION ABOUT YOUR
ACCOUNT AND YOUR RIGHTS AND OBLIGATIONS UNDER LAW**

**Re: Form 471 Application Number: 314299
Funding Year: 2002
Applicant's Form Identifier: CAHS471D2
Billed Entity Number: 128535
FCC Registration Number: 0012270609
SPIN Name: Julian Construction, LLC
Service Provider Contact Person: Brandon Stallings**

You were recently sent a Demand Payment Letter informing you of the need to recover funds for the Funding Request Number(s) (FRNs) listed on the Funding Disbursement Report (Report) attached to this letter. Our records indicate that you have not responded to the Demand Payment Letter. As of February 04, 2007, the debt was past due and delinquent.

**THE FOLLOWING PROVISIONS CONTAIN IMPORTANT INFORMATION AND A
DESCRIPTION OF LEGAL RIGHTS, OBLIGATIONS, AND OPPORTUNITIES**

- 1. Debtor is cautioned that failure to make the demanded payment or make other satisfactory arrangements will result in further sanctions, including, but not limited to, the initiation of proceedings to recover the outstanding debt, together with any applicable administrative charges, penalties, and interest pursuant to the provisions of the Debt Collection Act of 1982 (Public Law 97-365) and the Debt Collection Improvement Act of 1996 (Public Law 104-134), as amended (the DCIA), as set forth below.**
- 2. If we do not receive full payment of the outstanding debt within 30 days of the date of this letter (Demand Date), pursuant to the DCIA, you may incur additional charges and costs, and the debt may be transferred to the Federal Communications Commission (Commission or FCC) and/or the United States Department of Treasury (Treasury) for debt collection. The FCC has determined that the funds are owed to the United States pursuant to the provisions of 31 U.S.C. § 3701 and 47 U.S.C. § 254. Because the unpaid**

amount is a debt owed to the United States, we are required by the DCIA to impose interest and to inform you what may happen if you do not pay the full outstanding debt. Under the DCIA, the United States will charge interest from the date of this notice, you will be required to pay the administrative costs of processing and handling a delinquent debt as set by the Treasury (currently 18% of the debt), and you will be charged an additional penalty of 6% a year for any part of the debt that is more than 90 days past due. Interest on the outstanding debt (DCIA Interest) will be assessed at the published investment rate for the Treasury tax and loan accounts (Treasury Current Value of Funds Rate). If, however, you pay the full amount of the outstanding debt within 30 days of the Demand Date, the DCIA Interest will be waived. These requirements are set out at 31 U.S.C. § 3717.

3. When we transfer the debt (to the Commission or later to the Treasury), you may be subject to other administrative proceedings. Your failure to pay the debt may be reported to credit bureaus (see 31 U.S.C. § 3711(e)), the debt will be considered for administrative offset (see 31 U.S.C. § 3716), the debt may be further transferred to collection agencies (see 31 U.S.C. §§ 3711-3718), and also the debt may be referred to the United States Department of Justice or agency counsel for litigation. In that situation, you may be subject to additional administrative costs that result from the litigation. Moreover, pursuant to 31 U.S.C. §3720 (B), a person owing an outstanding non-tax debt that is in delinquent status shall not be eligible for Federal financial assistance. You should be aware that the discharge of any portion of the debt may be reported to the Internal Revenue Service as potential taxable income.

Opportunity of Inspection and Review

4. You have an opportunity to inspect and copy the invoices and the records pertinent to the debt. The Notification of Commitment Adjustment Letter constituted notice of your opportunity to appeal the validity of the debt.

Opportunity to Request Repayment Agreement

5. You have an opportunity to request a written repayment agreement (which includes a Promissory Note) to pay the full amount of the debt. In that case, however, you must first provide evidence that demonstrates financial inability to pay the debt in one payment. Your claim of financial inability to pay in one payment is subject to verification (see 31 C.F.R. § 901.8). If your request is approved for further processing, you will be required to execute a written agreement suitable to the Commission. You should be aware that repayment agreements regularly impose a number of obligations on the debtor, including additional administrative charges, audit obligations, and surety bond requirements. For more information on the obligations associated with repayment agreements, see “USAC Repayment Request Procedure”

<http://www.universalservice.org/fund-administration/contributors/paying-your-invoice/payment-extension-plans.aspx>. If you desire to exercise any of the above described rights, you must do so in writing which must be delivered to and received at the address below within 30 (thirty) days of the Demand Date. Any required evidence must be submitted at the same time that you submit your request. Failure to provide the written request (and, as appropriate, the required evidence) within the stated time is a waiver of these opportunities.

You may notify us in writing by mail or facsimile transmission at the following address and telephone number:

Schools and Libraries Division- Program Compliance II,
Dept. 125 - Correspondence Unit,
100 South Jefferson Road,
Whippany, NJ 07981
Phone Number: 973-581-5395
Fax Number: 973-599-6582

If the Schools and Libraries Division (SLD) has determined that both the applicant and the service provider are responsible for a program rule violation, then, pursuant to the Order on Reconsideration and Fourth Report and Order (FCC 04-181) (Fourth Report and Order), the SLD will seek recovery of the improperly disbursed amount from BOTH parties and will continue to seek recovery until either or both parties have fully paid the debt. If the SLD has determined that both the applicant and the service provider are responsible for a program rule violation, this will be indicated in the Funding Commitment Adjustment Explanation on the Funding Commitment Adjustment Report.

If SLD is attempting to collect all or part of the debt from both the applicant and the service provider, then you should work with your service provider to determine who will be repaying the debt to avoid duplicate payment. Please note, however, that the debt is the responsibility of both the applicant and service provider. Therefore, you are responsible for ensuring that the debt is paid in a timely manner.

Please remit payment for the full Funds to be Recovered from Applicant amount shown in the Report. To ensure that your payment is properly credited, please include a copy of the Report with your check. Make your check payable to the Universal Service Administrative Company (USAC).

If sending payment by U. S. Postal Service or major courier service (e.g. Airborne, Federal Express, and UPS) please send check payments to:

Universal Service Administrative Company
1259 Paysphere Circle
Chicago, IL 60674

If you are located in the Chicago area and use a local messenger rather than a major courier service, please address and deliver the package to:

Universal Service Administrative Company
Lockbox 1259
540 West Madison 4th Floor
Chicago, Il 60661

Local messenger service should deliver to the Lockbox Receiving Window at the above address.

PAYMENT MUST BE RETURNED IMMEDIATELY.

Complete program information is posted to the SLD section of the USAC web site at www.universalservice.org/sl/. You may also contact the SLD Technical Client Service Bureau by e-mail using the "Submit a Question" link on the SLD web site, by fax at 1-888-276-8736 or by phone at 1-888-203-8100.

Universal Service Administrative Company
Schools and Libraries Division

cc: Brandon Stallings
Julian Construction, LLC

**Funding Disbursement Report
Form 471 Application Number: 314299**

Funding Request Number: 823440
Services Ordered: INTERNAL CONNECTIONS
SPIN: 143026238
Service Provider Name: Julian Construction, LLC
Contract Number: N/A
Billing Account Number: Coahoma Community College
Site Identifier: 128535
Funding Commitment: \$11,911.50
Funds Disbursed to Date: \$11,911.50
Funds to be Recovered from Applicant:¹ \$11,911.50

Funding Commitment Adjustment Explanation:

After a thorough investigation, it has been determined that funds were improperly disbursed on this funding request. During the course of a review it was determined that funding was disbursed for products and/or services delivered outside of the relevant funding year. The review of the Form 486 has shown a service start date of January 29, 2003 and the supporting documentation (Invoice and Explanation) clearly indicate that the service was completed and invoiced on January 15, 2003. FCC rules require applicants to use recurring services within the relevant funding year, and to implement non-recurring services by the applicable deadline established by the Commission. In this instance, both the applicant and the service provider made the certifications on the BEAR Form listed below indicating that the services had been provided within the funding year's applicable deadlines. On the BEAR Form at column 13 and Block 3 Item A, the authorized person represents to USAC that the products and services were delivered to the applicant within the applicable deadline for the relevant funding year. The SLD has determined that the applicant is responsible for this rule violation. Therefore, the SLD will seek recovery of the \$11,911.50 of improperly disbursed funds from the applicant.

**PLEASE SEND A COPY OF THIS PAGE WITH YOUR
CHECK TO ENSURE TIMELY PROCESSING**

¹ Please note that if the Funds to be Recovered from the Applicant is less than what was reported on the Notification of Commitment Adjustment Letter or the 1st Demand Payment Letter it is because you have partially repaid the debt or because the service provider has partially repaid the debt.

2-13-2007

9.05

Called 973-581-5395 Recording Bayin
^{call}
800-208-8100.

Called 202-776-0200. They transferred
to Customer Support. I talked to a man
who told me to call FCC (Ken

877-480-3201. Past due balance.

He transferred me to FCC.

Got a menu went to Redirect.

Re

Financial Division



877-480-3201

opt 4

Judy Hailey

- Hailey



Talked to Judy Hailey and
she asked me to get all the
information together pertain
to the appeal. <Who I sent it
to> Then she can look it up
and see if it is in the system.

^ I was in the Career Center
with the AP class. My office was
in a mess from the rain.

2-14-07

Called 877-480-3201 opt 4

told her (Judy Haley) Gave her the info.

One letter faxed and one mailed.

She wanted to know if I put a name

on it. She asked me for my FCC

It. ^{It did not have a name so she} Asked me to resend the info.

She didn't know who would have gotten it. She was going to look up a tracking number. She asked me

to Mail ~~It~~ again to

② FCC

Attn: Judith Haley

Cores Administrator

Rm 2-A842

445 12th Street SW

Washington D.C.

add
email address

20554

she will give me a tracking #

→ email me

Transmission Report

Date/Time 02-26-2007 15 35 10
Local ID 1 6626244315
Local ID 2

Transmit Header Text
Local Name 1 Line 1
Local Name 2

This document : Confirmed
(reduced sample and details below)
Document size : 8.5"x11"



Coahoma Agricultural High School

Carol Borgognoni, Technology Specialist
3240 Friars Point Road, Clarksdale, MS 38614
Phone: 662-621-4260 •••• Fax: 662-624-4315
Email: cborgognoni@mde.k12.ms.us

February 26, 2007

Fax: 202-418-~~0587~~ 7869

To: Judy Haley

Re: Appeal - SLD

From: Carol Borgognoni

Pages:

Federal Communications Commission
Office of the Secretary
9300 East Hampton Drive
Capital Heights, MD 20743

Attn: Judy Haley

This is a letter of appeal.

Form 472 Invoice Number: 386096
Service Provider Identification Number: 143026
Applicant Form 472 Identifier: CAHSBEAR3
Billed Entity Number: 128535
Funding Request Number: 823440
471 Applicant Number: 314299
Funding Year: 07/01/2002 - 06/30/2003
Funding Commitment Decision: \$11,911.50
Reimbursement Amount for this FRN: \$11,911.50

USAC letters received:

Re: Notification of Improperly Disbursed Funds Letter
Date of notification from SLD: May 16, 2006

Re: Demand Payment Letter

Date of notification from SLD: January 4, 2007 and February 6, 2007.
Dates: Funding Year 2002: 7/01/2002-6/30/2003

Statement

The appeal states that the services were improperly disbursed. This is not true. The denials of the appeals were unjustly denied. The explanations were not understood and/or not explained in enough detail to

Total Pages Scanned 2

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001	049	202 418 7869	15 33 34 02-26 2007	00:01:01	3/2	1	EC	HS	CP14400

Abbreviations

HS Host send	PL Polled local	MP Mailbox print	TU Terminated by user
HR Host receive	PR Polled remote	CP Completed	TS Terminated by system
WS Waiting send	MS Mailbox save	FA Fail	RP Report
			G3 Group 3
			EC Error Correct



Coahoma Agricultural High School

Carol Borgognoni, Technology Specialist
3240 Friars Point Road, Clarksdale, MS 38614
Phone: 662-621-4260 •••• Fax: 662-624-4315
Email: cborgognoni@mde.k12.ms.us

February 26, 2007

Fax: 202-418-~~0187~~ 7869

To: Judy Haley

Re: Appeal – SLD

From: Carol Borgognoni

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Federal Communications Commission
Office of the Secretary
9300 East Hampton Drive
Capital Heights, MD 20743

Attn: Judy Haley

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Statement

The appeal states that the services were improperly disbursed. This is not true. The denials of the appeals were unjustly denied. The explanations were not understood and/or not explained in enough detail to

understand the confusion. The denial of funds should be reversed and this document will show why.

A detailed appeal letter will be mailed to FFC with all supporting documentation within the next few days.

Thank you,

A handwritten signature in black ink that reads "Carol Borgognoni". The signature is written in a cursive style with a large initial 'C'.

Carol Borgognoni, Technology Specialist
Coahoma AHS District

NOTE: Please confirm that this fax was received.

Fax: 662-624-8045

Fax: 662-624-4315

Phone; 662-621-4260

Cell: 662-902-0517

Email: cborgognoni@mde.k12.ms.us

Julian Construction L.L.C.

**3111 Winberry Drive
Franklin, TN 37064-6219
Brandon Stallings
Tel (615)-791-5053**

Invoice

Date	Invoice #
02/01/2003	180

Bill To
Coahoma Agricultural High Svchool Carol Borgognoni 3240 Friars Point Road Clarksdale, MS 38614 BID # 9720

Handwritten notes:
 $27.50 \times 350.00 = 9,625.00$
 Invoice rental - 1100.00
1557,870

P.O. No.	Due Date	Project
000026909	2/14/2003	Equipment Bid #9720

RN

30443

33440

10443

33440

Item	Description	Qty	Amount
Labor #1 55.00	Installation Labor per hour (Includes Misc supplies)	350	14,325.00
3COM 4900 Switch 12port	3com 12 port GIG Switch 3C17702	3	15,961.44
	3Com 4400 Switch 3C17203 with gig Module 3C17220	12	15,120.36
3Com Firewall	3Com Superstack 3 Firewall	8	3,272.56 X
3Com 3300 Gig Switch	3Com 3300 Gig Switch 3C17221 with Gig Module 3C17221	5	3,960.00
3Com WebFilter	3Com Superstack Web Filter	1	440.00 Y
Software	3Com Administrative Software Kit	1	1,200.00
CAT 6 PVC per foot	CAT 6 4 pair PVC roll cable	16	1,200.00
CAT 6 Patch Cable 1m	CAT 6 Patch Cable 1m/3feet	100	500.00
RJ 45 Connectors each	RJ 45 Solid Connectors 4pr Each	500	260.00
CAT 6 Test Kit	CAT 6 Test Kit	1	300.00
Corning Fiber Term Kit	Corning Fiber Test Kit Unicam	1	960.22
Leviton Tread Lock ST Connector	Leviton Fiber Thread Lock ST Connectors	20	189.80
ST Fiber Patch Cable 1m	ST Fiber Patch Cable 1meter ST to ST	20	367.80
NICE-DUC CONDUIT	Plastic Wire Molding (Nice-Duc) 1 1/2 in	150	786.00
	Panduit G1.5X2LG6 & C1.5LG6		
NICE-DUC Molding 3"	Nice-Duc Plastic wire mold 3in per foot	150	889.50
	Panduit C3LG6 & G3X1LG6		
12 STR Fiber 62.5 Multi.Mod I/O	Indoor/ Outdoor rated 12 strain Fiber 62.5 Multimode w/ Gel filling	2,000	3,400.00
LIU Fiber Can and Port ST Module	Secure LIU Fiber Can with 4 Module ports and 6 port module	6	1,800.00
Software	Novell Server Software with 200 user licenses	1	2,400.00
Computer	Penium IV Dual Processor Server with Monitor	1	6,000.00

Please remit to above address.

Total

\$73,332.68

Julian construction is not responsible for acts of nature. In the event the amount due is not paid the client agrees to pay on demand all expenses, court costs, and attorney fees that are incurred in the collection of payment for said services. Prices on estimates are subject to change. All estimates are good for 30 days.

SENDING REPORT

Mar. 01 2007 04:45PM

YOUR LOGO :
YOUR FAX NO. :

NO.	OTHER FACSIMILE	START TIME	USAGE TIME	MODE	PAGES	RESULT
01	12024187869	Mar. 01 04:40PM	04'49	SID	13	OK

TO TURN OFF REPORT, PRESS 'MENU' #04 SET.
THEN SELECT OFF BY USING 'JOG-DIAL'.

FOR FAX ADVANTAGE ASSISTANCE, PLEASE CALL 1-800-HELP-FAX (435-7329).

Faxed

2-1-07

14 pages

To: Judy Halex

From: Coahoma AHS

Carol Borgognoni

662-902-0517 (cell)

621-4160 (Main
Office)