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Marlene H. Dortch, Secretary
Federal Communications Commission
office of the secretary
445 12th street
Washington, DC 20554

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RE: CC Docket No. 02-6, CC Docket No. 96-45
Request for Review

Applicant name: Kiryas Joel Union Free school
District
Form 471 Application No. 500811
Funding Year 2006 (07/01/06 - 06/30/2007)
Billed Entity No. 157613
Funding Request No. 1415921

Linda J. VanApeIdoorn
E-rate Exchange
lindaerate@yahoo.com
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April 09, 2007

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street
Washington, DC 20554

RE: CC Docket No. 02-6, CC Docket No. 96-45
Request for Review
Applicant name: Kiryas Joel Union Free School District
Form 471 Application No. 500811
Funding Year 2006 (07/01/06 - 06/30/2007)
Billed Entity No. 157613
Funding Request No. 1415921

Dear Ms. Dortch

On February 20, 2007 the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company ("USAC") denied our appeal of their Funding Commitment Decision Letter. (Original letter of appeal and USAC denial are attached).

The denial was issued because the appeal was postmarked more than 60 days after the date the Funding Commitment Decision Letter was issued.

With this letter, Kiryas Joel Union Free School District hereby appeals USAC's February 20, 2007 Administrator's Decision on Appeal - Funding Year 2006-2007 letter. The E-rate contact/authorized signature at Kiryas Joel Union Free School District was in the process of leaving this position when the Funding Commitment Decision Letter was issued. Subsequently the E-rate contact/authorized signature position was not re-assigned until after the 60 days to file an appeal had passed.

Given that the original denial of funding in this case was based on merely an administrative error as to the ETP status of the service provider that has since been corrected by USAC and that the delay in submitting the appeal was not intentional, the Parties respectfully request that the FCC overturn USAC's denial of appeal. The denial of funding for an administrative error places a particular hardship on a school district such as Kiryas Joel Union Free School District that otherwise should have been approved for and received E-rate funding for its application. Accordingly, your prompt attention to this appeal is appreciated.

Please direct any questions regarding this Request for Review to the following:
Shari D. Phillips, President, E-rate Exchange
PO Box 451
Syracuse, New York 13203
315.422.7608 (tel)
866.283.9332 (fax)

Respectfully Submitted,
Shari D. Phillips

President - E-rate Exchange



Universal Service Administrative Company
Schools & Libraries Division

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

February 27, 2007

Shari D. Phillips
Erate Exchange
P.O. Box 541
Syracuse, NY 13203

Re: Applicant Name: **KIRYAS JOEL UNION FREE SCHOOL DISTRICT**
Billed Entity Number: **157613**
Form 471 Application Number: **500811**
Funding Request Number(s): **3415921**
Decision Letter Date: **November 21, 2006**
Date Appeal Postmarked: **February 08, 2007**
Your Correspondence Dated: **February 08, 2007**

Our records show that your appeal was postmarked more than 60 days after the date your Funding Commitment Decision Letter was issued, as shown above. Federal Communications Commission (FCC) rules require applicants to postmark appeals within 60 days of the date on the decision letter being appealed. FCC rules do not permit the Universal Service Administrative Company (USAC) to consider your appeal.

If you believe there is a basis for further examination of your application, 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 POSTMARKED within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

Schools and Libraries Division
Universal Service Administrative Company

Box 125 - Correspondence Unit, 80 South Jefferson Road, Whippany, New Jersey 07981
Visit us online at: www.sl.universalservice.org

Dr. Steven Benardo
Kiryas Joel Union Free School District
P.O. Box 392
Monroe, NY 12950

Billed Entity Number: 157613
Form 471 Application Number: 500811
Form 486 Application Number:



February 8, 2007

Letter of Appeal
Schools and Libraries Division
Box 902 – Correspondence Unit
100 South Jefferson Road
Whippany, NJ 07981

Re: Letter of Appeal of Funding Commitment Decision Letter Issued:
February 8, 2007. Case #21-543051
Applicant Kiryas Joel Union Free School District
Form 471 Application No. 500811
Funding Year 2006 (07/01/06 – 06/30/2007)
Billed Entity No. 157613
Funding Request No. 1415921

Dear Sir or Madam:

On November 21, 2006, the Schools and Libraries Division (“SLD”) of the Universal Service Administrative Company (“USAC”) issued the above-referenced Funding Commitment Decision Letter that denied Applicant Kiryas Joel Union Free School District (“KJUFSD” or “Applicant”) request for universal service support funding for the Long Distance Service from TTI National (“TTI” or “Company”). The basis for denial of Kiryas Joel Union Free School District’s funding request was explained in the Funding Commitment Decision Letter as follows:

This FRN is a request for telecommunications service from a carrier that does not provide telecommunications on a common carriage basis.

With this letter, TTI and Kiryas Joel Union Free School District hereby appeal the SLD’s November 21, 2006 Funding Commitment Decision Letter. The denial of funding was based on an administrative error that has since been corrected regarding TTI’s status as an “Eligible Telecommunications Provider” in the SLD’s Service Provider Identification Number (“SPIN”) database. TTI was acquired by MCI SPIN 140001197 and provides telecommunications on a common carriage basis and, thus, should have been listed in the SPIN database as an ETP.

Early January 2006, however, it came to the attention of TTI, MCI and other subsidiaries of MCI that the Company was no longer listed as an ETP in the IJSAC SPIN database. Upon receipt of this information, MCI immediately worked with USAC’s Customer Service / Billing and Disbursement Department to correct the error regarding the Company’s ETP status. MCI sent a letter dated January 4, 2006, requesting their subsidiaries to be correctly listed in the SPIN database as an ETP using the MCI SPIN 143001197.

Letter of Appeal – Kiryas Joel Union Free School District 157613
March 13, 2006
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Given that the denial of funding in this case was based on merely an administrative error as to the FTP status of the service provider that has since been corrected by USAC, the Parties respectfully request that the SLD expeditiously process this Letter of Appeal and approve the funding commitment for Kiryas Joel Union Free School District. The denial of funding for an administrative error places a particular hardship on a school district such as Kiryas Joel Union Free School District that otherwise should have been approved for and received E-rate funding for its application. Accordingly, your prompt attention to this appeal is appreciated.

Please direct any questions regarding this Letter of Appeal to the following:

Shari D. Phillips
Erate Exchange
President
PO Box 451
Syracuse, New York 13203
315.422.7608 (Tel)
888.283.9332 (Fax)
sld@erateexchange.com

Respectfully submitted,
Shari Dwyer Phillips



President - Erate Exchange

Enclosures: TTI / MCI Form 498 and Consolidation Letter dated January 4, 2006

cc: file