

Valley Union High School

BILL TO: P. O. BOX 158
SHIP TO: 4088 W. JEFFERSON RD
ELFRIDA, AZ 85610-9125
(520) 642-3492
Fax (520) 642-3523

Valley Union High School District #22
4088 Jefferson Road
PO Box 158
Elfrida, AZ 85610

RECEIVED & INSPECTED
DEC 20 2007
FCC - MAIL ROOM

FCC
Office of the Secretary
445 12th Street SW
Washington, DC 20554

RE: APPEAL for E Rate Funding Denial by Universal Service Administrative Company

Gary Walker, Superintendent
Valley Union High School District #22
4088 Jefferson Road
Elfrida, AZ 85610
502.642.3492 extension 223
Fax 502.642.3523
gary.walker@vuhs.net

CC: 02-6

~~1388040~~
Denied funding for 2007-2008 of \$10959.56
Appellant name = Valley Union High School District #22

Service provider names:
Copper Valley Telephone
Telecommunication Service
SPIN #143002723
\$3310.32

Verizon Wireless
Telecommunications Service
SPIN #143000677
\$1092.12

Verizon Business Global LLC
Telecommunications Service
SPIN #143001197
\$2090.40

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Copper Valley Telephone
Internet Access
SPIN #143029679
\$4206.60

Valley Telecommunications Company
Internet Access
SPIN #143001025
\$3000

The Form 470 Receipt Notification Letter dated September 20, 2007, informing me that FCC Form 470 was received. I did not file a new Form 470 for the 2007-2008 fiscal year because of the information received via the letter mentioned. I filed the Form 471 in the allotted time outlined by a person representing the Universal Service Administrative Company:

Form 471 Application Number 551802
Billed Entity Number 143075
Billed Entity FCC RN 0013879150
Applicant's Form Identifier Y3VUHS3

I was misinformed by letter and telephone concerning the receiving of the Form 470 and thus caused the FUNDS TO BE DENIED.

I request to waive the Form 470 for Fiscal Year 2007-2008 and APPROVE FUNDS of \$10,959.56. Arizona has roughly \$48 million in non awarded e rate funds for this year. Our small rural school district needs the \$10,959.56 to help pay for the education of our students. Your consideration for approval is most appreciated.

Yours in education,



Gary Walker
Superintendent
Enclosures



Education Service Administration Company

Schools and Libraries Division

**FORM 470-Receipt Notification Letter
(Funding Year 2006: 07/01/2006--06/30/2007)**

September 20, 2007

GARY WALKER
VALLEY UNION HIGH SCH DIST 22
4088 JEFFERSON ROAD
ELFRIDA, AZ 85610

Re: Applicant's Form Identifier: Y3VUHS1
Form 470 Application Number: 741220000627092
Entity Number: 143075
Date Form 470 Posted: 09/14/2007
Allowable Vendor Selection/Contract Date: 10/12/2007

Dear GARY WALKER:

This letter is to notify you that the Schools and Libraries Division (SLD) has received your FCC Form 470, "Description of Services Requested and Certification Form," and your signed certification. This letter provides important information about program rules. Please read this letter carefully and retain it for your records and future reference.

The Form 470 Application Number listed above has been assigned by the SLD and will be used to track your Form 470. This number must be provided on each FCC Form 471, "Services Ordered and Certification Form," Block 5 Funding Request that cites this Form 470. Any applicant who relies on this Form 470 will need to know this Form 470 Application Number. You may wish to share this number with those schools and/or libraries featured in this application to assist them in their preparation of the Form 471.

The purpose of the Form 470 is to open a competitive bidding process for the services desired. The Form 470 applicant is responsible for ensuring an open, fair competitive process and selecting the most cost-effective provider of the desired services with price being the primary factor. The Form 470 must be completed by the entity that will negotiate with potential service providers. A service provider who will participate in the competitive bidding process as a bidder cannot complete it. Please be aware that if a service provider was involved in the preparation or certification of your Form 470, this involvement could taint the competitive bidding process and result in the denial of your funding requests.

FCC rules require that requests for non-contracted tariffed or month-to-month services and requests for new contractual services be posted on the SLD section of the USAC web site for a period of at least 28 days before selecting a vendor in order to provide for a competitive bidding process. If you indicated on your Form 470 that you have an RFP, that RFP must also be available to potential bidders for at least 28 days before selecting a vendor. In addition, if you are seeking support on your Form 470 for the first time for services delivered under a multi-year contract signed on or before July 10, 1997, the SLD cannot process your Form 471 until the 28-day waiting period has elapsed. State or local laws may require a longer procurement cycle. This 28-day waiting period must occur before

FUNDING COMMITMENT DECISION LETTER
(Funding Year 2007: 07/01/2007 - 06/30/2008)

Appellate 10-11-07

October 2, 2007

Gary Walker
VALLEY UNION HIGH SCH DIST 22
4088 JEFFERSON ROAD
ELFRIDA, AZ 85610

Re: Form 471 Application Number: 551802
Billed Entity Number (BEN): 143075
Billed Entity FCC RN: 0013879150
Applicant's Form Identifier: Y3VUHS3

Thank you for your Funding Year 2007 application for Universal Service Support and for any assistance you provided throughout our review. The current status of the funding request(s) in the Form 471 application cited above and featured in the Funding Commitment Report(s) (Report) at the end of this letter is as follows.

- The amount, \$10,959.56 is "Denied."

Please refer to the Report on the page following this letter for specific funding request decisions and explanations. The Universal Service Administrative Company (USAC) is also sending this information to your service provider(s) so preparations can begin for implementing your approved discount(s) after you file FCC Form 486, Receipt of Service Confirmation Form. A guide that provides a definition for each line of the Report is available in the Reference Area of our website.

NEXT STEPS

- Work with your service provider to determine if you will receive discounted bills or if you will request reimbursement from USAC after paying your bills in full
- Review technology planning approval requirements
- Review CIPA requirements
- File Form 486
- Invoice USAC using the Form 474 (service provider) or Form 472 (Billed Entity) - as products and services are being delivered and billed

TO APPEAL THIS DECISION:

If you wish to appeal a decision in this letter, your appeal must be received by USAC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and (if available) email address for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Include the following to identify the letter and the decision you are appealing:
 - Appellant name,
 - Applicant name and service provider name, if different from appellant,
 - Applicant BEN and Service Provider Identification Number (SPIN),
 - Form 471 Application Number 551802 as assigned by USAC,
 - "Funding Commitment Decision Letter for Funding Year 2007," AND
 - The exact text or the decision that you are appealing.
3. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal, including any correspondence



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2007-2008

October 29, 2007

Gary Walker
Valley Union High School District #22
4088 Jefferson Road
Elfrida, AZ 85610

Re: Applicant Name: VALLEY UNION HIGH SCH DIST 22
Billed Entity Number: 143075
Form 471 Application Number: 551802
Funding Request Number(s): 1524621, 1524641, 1524668, 1524690, 1524724
Your Correspondence Dated: October 11, 2007

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 2007 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): 1524621, 1524641, 1524668, 1524690, 1524724
Decision on Appeal: **Denied**
Explanation:

- Upon thorough review of the appeal letter and the relevant documentation, USAC has determined that Valley Union High School is in violation of the Schools and Libraries support mechanism competitive bidding rules. According to USAC records, the services requested are delivered on a Month-to-Month or Tariff basis. Form 470 application number 152730000544363 was not filed in the same Funding Year as the Form 471. During initial review, you were contacted by Program Integrity Assurance (PIA) and requested to provide a Funding Year 2007 Form 470 that established the competitive bidding for these tariff or month-to-month services. Valley Union High School replied in an e-mail dated 8/15/2007 and confirmed that they do not have a Funding Year 2007 Form 470 cited for these services. On appeal, you cited Form 470 application number 741220000627092, which is a Funding Year 2006 Form 470. Additionally, this