

JAN 7 - 2008

FCC Mail Room

Express Mail EQ 469096358 US

Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of the	)	File No. SLD -
	)	
Appeal of the Decision of the	)	
	)	
Universal Service Administrator by	)	
Liberty County School System	)	
	)	
	)	
	)	CC Docket No. 96 - 45
Federal-State Joint Board on	)	
Universal Service	)	
Changes to the Board of Directors of	)	
The National Exchange Carrier	)	
Association, Inc.	)	CC Docket No. 97 - 21

Appeal  
and  
Request for Expedited Relief

CC: 02-6

January 4, 2008

Marlene H. Dortch  
Office of the Secretary  
Federal Communications Commission  
445 12th Street, S.W. Suite TW-A325  
Washington, D.C. 20554

This is an appeal from an adverse decision by the USAC.

Enclosed, find the original and four copies of the Appeal. An extra copy is also enclosed.

Please time stamp the extra copy and return it to me in the enclosed self addressed-  
stamped envelope.

Funding Commitment Decision Letter Appealed

Form 471 Application Number: 574174  
Funding Year : 07/01/2007-06/30/2008  
Billed Entity Number for System: 127458  
Date of Funding Denial Notice: November 13, 2007  
Date of Appeal: January 4, 2008

(2) Liberty County School System Contact Information

Dr Patti Crane, Executive Director  
of Technology/Media

Liberty County School System  
910 Long Frasier St., Rm 503  
Hinesville, GA 31313  
Phone: 912.369.3144  
Fax: 912.368.2607

(3) FRN Appealed  
1598094

(4) SLD's Reason for Funding Denial

“\*\*\*The forms used by Liberty County\*\*\* are the NSLP forms. Therefore, discount calculation must be done using the actual student counts and not by the extrapolation method. \*\*\*” **Exhibit A**

(5) The SLD incorrectly applied FCC Regulations to Liberty County School System

Liberty violated no FCC rule, and did exactly what FCC rules permit.

*The FCC, in DA 01-588, Rel March 6, 2001, defines extrapolation as the use of a “feeder pattern method,” which relies on extrapolation rather than actual counting. **Exhibit B***

The FCC Regulations Governing Discount Calculations provides in relevant part:



\*\*\* a school may use either an actual count<sup>1</sup> of students eligible for the national school lunch program or federally-approved alternative mechanisms to determine the level of poverty for purposes of the universal service discount program. Alternative mechanisms may prove useful for schools that do not participate in the national school lunch program or schools that participate in the lunch program but experience a problem with undercounting eligible students (e.g., high schools, rural schools, and urban schools with highly transient populations). Schools that choose not to use an actual count of students eligible for the national school lunch program may use only the federally-approved alternative mechanisms contained in Title I of the Improving America's Schools Act, which equate one measure of poverty with another. These alternative mechanisms permit schools to choose from among existing sources of poverty data a surrogate for determining the number of students who would be eligible for the national school lunch program.<sup>2</sup>

The *Federal-State Joint Board* stated in *Para 567* “\*\*\* we seek to minimize the administrative burden on school districts.” The FCC stated “[a]lternative mechanisms may prove useful for schools that do not participate in the national school lunch program or schools that participate in the lunch program but experience a problem with undercounting eligible students (e.g., high schools, rural schools, and urban schools with highly transient populations).” FCC Report is *Federal-State Joint Board on Universal Service, CC Docket No. 96-45, Rel: May 8, 1997, Para 510* The objective appears to not

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<sup>1</sup> The actual count issue is not a simple concept as seen from a draft “SA 9-1, Policy 210.18-03”, issued by the USDA. It states, *in part*, “[t]he “Actual” column only differs from the “Estimate” column in that the “Actual” column takes into account the days in the review month when students were not yet enrolled in school or had withdrawn. To arrive at this number, the reviewer would have to add the calendar days each student was enrolled to arrive at the total maximum number of lunches reported in line 3. The “Estimate” column estimates this number by simply multiplying the number of students by the number of serving days, ignoring the fact that some students may not have been enrolled all month. The “Estimate, column was provided to lessen calculations done by the reviewer.” **Exhibit C**

<sup>2</sup> See 34 C.F.R. § 200.28(a)(2)(i)(B) . Under this regulation, enacted pursuant to Title I of the Improving America's Schools Act of 1994, private schools that do not have access to the same poverty data that public schools use to count children from low-income families may use comparable data “(1) [c]ollected through alternative means such as a survey” or “(2) [f]rom existing sources such as AFDC or tuition scholarship programs.” 34 C.F.R. § 200.28(a)(2)(i)(B)(1) and (2). \*\*\*

administratively burden schools and to promote E-rate, that is getting funds to needy schools, while having an actual count of eligible students.

Again, *Federal-State Joint Board on Universal Service, CC Docket No. 96-45, Rel, May 8, 1997*, does not state that NSLP can not be used as a survey.

In *DA 01-588, Rel March 6, 2001*, “\*\*\* the Commission held that schools that do not use a count of students eligible for the national school lunch program could use only the federally-approved alternative mechanisms contained in Title I of the Improving America’s Schools Act, and that all of these mechanisms, while looking to other indices of poverty such as participation in tuition scholarship programs, still rely on ‘actual counts of low-income children.’” **Exhibit B**

The method used by Liberty produces an “actual count” of low-income children. This is demonstrated by Liberty’s SNP, or survey, sent to all household’s within its school district.

The survey must be sent to all families whose children attend the school. The survey must, at a minimum, contain the following information:

- Name of the family and students
- Size of the family
- Income level of the family

This is the actual Form sent by Liberty to all families in the district whose children attend the school.

Liberty Elementary

**LIBERTY COUNTY SNP 2006-07 Family Application for Free & Reduced Meal Benefits**  
 USE BLACK INK ONLY. PRINT NEATLY. COMPLETE ONE APPLICATION PER HOUSEHOLD AND ONE FOR EACH FOSTER CHILD.  
 Application Type: Income    
 Application Type: Income

**PART 1 - STUDENT SECTION** LIST ALL STUDENTS ATTENDING LIBERTY COUNTY SCHOOLS

Student's ID# (Optional)	Student's Legal Name (Print SE Last)	School Name	Food Stamp/TANF?	Grade	Amount to be used for meals
	Jalen	LES		2	\$ 1.00
	Jasmine	He-1		1	\$ 1.00
	Janis	Box-K		1	\$ 1.00
					\$ 1.00
					\$ 1.00
					\$ 1.00

**PART 2** - If the child you are applying for is homeless, migrant, or a runaway check the appropriate box and call 912.876.4876 or 912.876.4877

Homeless  Migrant  Runaway

**PART 3 - FOSTER CHILD SECTION** HOUSEHOLDS WITH A FOSTER CHILD:  
 If you are applying with your household as the legal responsibility of a state agency or court, check here to get the child's monthly personal use income: \$ \_\_\_\_\_

**PART 4 - ADULTS SECTION** LIST ALL ADULTS & CHILDREN **NOT** ATTENDING LIBERTY COUNTY SCHOOLS

Do you have a job?	Check Box if NO Income	MONTHLY Gross Earnings Before Deductions (include all jobs)	MONTHLY Welfare Payments Child Support/Alimony	MONTHLY Pay from Pensions, Retirement/Social Security	Any OTHER MONTHLY Income
Elvis	<input type="checkbox"/>	\$ 2000.00	\$ 0.00	\$ 0.00	\$ 0.00
Deidre	<input checked="" type="checkbox"/>	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Jayla	<input checked="" type="checkbox"/>	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
	<input checked="" type="checkbox"/>	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

POT TOTAL NUMBER OF HOUSEHOLD MEMBERS LISTED: 6

**PART 5** SIGN HERE: \_\_\_\_\_ PRINT NAME: Deidre DATE: 8-8-06  
 ADDRESS: \_\_\_\_\_ DAY PHONE NUMBER: 824-7205 HOME PHONE NUMBER: 824-7332

**PART 6** Children's race and ethnic identities (optional)  
 Mark one or more that apply:  
 \_\_\_\_\_ Asian \_\_\_\_\_ American Indian or Alaska Native \_\_\_\_\_ Hispanic or Latino  
 \_\_\_\_\_ White \_\_\_\_\_ Native Hawaiian or Other Pacific Islander \_\_\_\_\_ Not Hispanic or Latino  
 \_\_\_\_\_ Black or African American \_\_\_\_\_ Other

If you do not have a Social Security Number, check the box:

RECEIVED AUG 03 2006

This Liberty Form generates an "actual count." Please note that income data is demanded.

Liberty's Form is no different than the NSLP Form which is used for an actual count.

Below is an NSLP Form. Liberty actually modified this NSLP Form to the Liberty Count SNP Form above.



Operated by Local Educational Agencies - under section 200.28 Allocation of funds to school attendance areas and schools.

This is the text that actually outlines alternative mechanisms [(1) ...**alternative means, such as a survey**; or (2) for existing sources such as AFDC or tuition scholarship programs...] emphasis added.

NSLP can be used as a survey! The NSLP is a survey<sup>3</sup>!

Liberty's NSLP "application" meets the "survey guidelines."

### Survey Guidelines

If a school chooses to do a survey, the following guidelines apply:

- a. The survey must be sent to all families whose children attend the school.
- b. The survey must attain a return rate of at least 50%.
- c. The survey must, at a minimum, contain the following Information: Address of family Grade level of each child Size of the family Income level of the parents
- d. The survey must assure confidentiality. (The names of the families are not required.) <http://www.sl.universalservice.or1!/reference/alt.asp> 11/8/2005<sup>4</sup>

### Exhibit E

USAC guidelines permit "projections" based on Liberty County's survey "application".

The guidelines provide:

\*\*\*

\*\*\*

\*\*\*

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<sup>3</sup>Survey means a formal or official examination of the particulars of something, made in order to ascertain condition, character, etc.; a sampling, or partial collection, of facts, figures, or opinions taken and used to approximate or indicate what a complete collection and analysis might reveal\*\*\**Dictionary.Com*

<sup>4</sup> The USAC Fact Sheet was subsequently modified on June 21, 2007 to state that NSLP could not be used as a survey. First, Liberty's FCC 471 application is governed by the USAC Fact Sheet 2005 posting, and second, adding the NSLP application prohibition to the June 21, 1997 Fact Sheet is meaningless since it is not an FCC regulation.

#### 7. Projections based on surveys

If a school has sent a questionnaire to all of its families, and if it receives a return rate of at least 50 percent of those questionnaires, it may use that data to project the percentage of eligibility for E-rate purposes for all students in the school. For example, a school with 100 students sent a questionnaire to the 100 homes of those students, and 75 of those families returned the questionnaire. The school finds that the incomes of 25 of those 75 families are at or below the IEG for NSLP. Consequently, 33 percent of the students from those families are eligible for E-rate purposes. The school may then project from that sample to conclude that 33 percent of the total enrollment, or 33 of the 100 students in the school, are eligible for E-rate purposes. *Alternative Discount Mechanisms Fact Sheet - Schools & Libraries (USAC)*, <http://www.sl.universalservice.org/reference/alt.asp>, 11/8/2005 **Exhibit E**

Both the NSLP Application and survey methods are “projections,” *i.e.*, how many students are eligible for free and reduced meals, or who meet the Income Eligibility Guidelines of the National School Lunch Program, or “actual count.”

The USAC stated that Liberty “extrapolated” from the survey, rather than “project” from the survey as is permitted. (“Projection” means a prediction or an estimate of something in the future, based on present data or trends. *Dictionary.Com*) A look at Liberty’s data does not demonstrate that there was an “extrapolation.” “Extrapolation” is defined *statistically as an estimate (the value of a variable) outside the tabulated or observed range; mathematically, extrapolation is defined as an estimate (a function that is known over a range of values of its independent variable) to values outside the known range.* Or, generally speaking, extrapolation is to infer (an unknown) from something that is known; conjecture. *Dictionary.Com* The USAC concluded that since Liberty used “the NSLP application forms the discount calculation was by the extrapolation method.” **Exhibit A** However, *DA 01-588, Rel March 6, 2001*, defines extrapolation. **The FCC defined**

extrapolation as the use of a “feeder pattern method,” which relies on extrapolation rather than actual counting. Here, “extrapolation” is a USAC conclusion based on no evidence in the record.

**Income Eligibility Guidelines of the National School Lunch Program (NSLP)  
Application (Actual Count) versus Survey Issues**

*The Federal-State Joint Board Universal Service on CC Docket No. 96-45,*

*Recommended Decision, Adopted: Nov 7, 1996 Rel: Nov 8, 1996,* stated, in relevant part that:

564. To minimize any additional recordkeeping or data gathering obligations, we seek the least burdensome manner to determine the degree to which a school or library is economically disadvantaged. \*\*\*\* We recognize that poverty data is also an \*\*\* accurate gauge of economic disadvantage, and that EDLINC's proposal for calculating the level of discount for schools and libraries takes affordability into consideration. \*\*\* we remain open to the approaches that may also prove to be both minimally burdensome for schools \*\*\* and accurate measures of economic disadvantage. \*\*\*

\*\*\*

\*\*\*

\*\*\*

567. \*\*\* we seek to minimize the administrative burden on school districts. That is, we do not seek to impose unduly burden some reporting and accounting requirements on school districts, but we also seek to ensure that the individual schools with the highest percentages of economically disadvantaged students may receive the steepest discounts. \*\*\* Therefore, we recommend that the district office certify to the administrator and to the service provider the number of students in each of its schools who are eligible for the national school lunch program. We recommend that the district office may decide to compute the discounts on an individual school basis or it may decide to compute an average discount. We further recommend that the school district assure that each school receive the full benefit of the discount to which it is entitled.

\*\*\*

\*\*\*

\*\*\*

*See also , CC Docket 96-45, Rel, May 8, 1997, Para 510, adopting the Federal-State Joint Board Recommendation regarding number of students eligible for NSLP discounts.*

The USAC seeks to increase the administrative burden on Liberty by its arbitrary, impulsive, and unreasonable imposition of an additional requirement. That is, the USAC's method does not allow Liberty to use the NSLP as a survey when in fact it is a survey. If a comparison is made between NSLP Application and Liberty methodology, the requested data arrives at the same destination that is actual count.

Assuming, *arguendo*, the USAC is correct in stating that NSLP Applications cannot be used as a survey, this is unreasonable since the FCC is the only administrative body that can issue such a regulation. The policy behind USF for schools is to "assure that each school receive(s) the full benefit of the discount to which it is entitled." *Federal-State Joint Board Universal Service on CC Docket No. 96-45, Recommended Decision, Adopted: Nov 7, 1996 Rel: Nov 8, 1996, Para 567* The USAC, by its unilateral policy which has evolved into a rule, seeks not only minimize that entitlement, but to create an additional administrative burden.

If the issue is E-rate waste, fraud and abuse, there is no evidence that it exist at Liberty. If the issue is, as the FCC has stated, to calculate the greater discounts on telecommunications and other covered services for economically disadvantaged schools, then Liberty's funding should be approved at the higher discount rate. If the issue is extrapolation, Liberty has demonstrated that its methodology resulted in an "actual count." After determining the actual count, Liberty then, in accordance with the Guidelines, made projections which were then entered on FCC Form 471. *Alternative*

*Discount Mechanisms Fact Sheet - Schools & Libraries (USAC),*

*<http://www.sl.universalservice.or1/reference/alt.asp>, 11/8/2005*

**Conclusion:**

**The USAC should not make Liberty jump through more regulatory hoops than required to obtain USF, and absent waste, fraud and abuse, the USAC should get funds to Liberty at the discount level requested.**

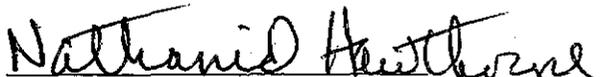
Liberty is requesting the Following Action by the FCC:

(a) Within 90 days or less Order funding for the telecommunications services requested

in the 471 Application, specifically: FRN: 1598094

(b) Set aside funds to totally fund FRN: 1598094

Respectfully submitted,

  
Nathaniel Hawthorne

District of Columbia Bar No. : 237693  
27600 Chagrin Blvd., Ste. 265  
Cleveland, OH 44122  
tel.:216/514.4798  
e-mail:nhawthorne@earthlink.net

Attorney for  
Cc: Liberty County School System  
910 Long Frasier St., Rm 503  
Hinesville, GA 31313

Exhibit A

*Pls  
to  
Liberty  
County  
School  
District*

**USAC**

**Universal Service Administrative Company**  
Schools & Libraries Division

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

November 13, 2007

Jan 13, 2008

Dr. Patti Crane  
Liberty County School System  
200 Bradwell Street  
Hinesville, GA 31313

Re: Applicant Name: LIBERTY COUNTY SCHOOL DISTRICT  
Billed Entity Number: 127458  
Form 471 Application Number: 574174  
Funding Request Number(s): 1598094  
Your Correspondence Dated: September 17, 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): 1598094  
Decision on Appeal: **Partially Approved**  
Explanation:

- Upon thorough review of the appeal letter and the relevant documentation, USAC has determined that sufficient information has been provided by Liberty County School District regarding the requested service to grant funding for the FRN listed above. Therefore, this portion of the appeal is approved. However, after a re-examination of the discount calculation for Liberty County School District, it was determined that USAC was correct in their original determination. The discount was calculated using the information and form submitted by you on April 20, 2007 by fax. The documentation is dated April 17, 2007. The forms used by Liberty County School District are the NSLP application forms. Therefore, discount calculation must be done using the actual student counts and not by the extrapolation method. Hence, the discount levels are as follows;

Bradwell Institute has 847 eligible students out of 1843 students enrolled = 45.96% = E-Rate Discount of 70%  
 Frank Long ES; has 386 eligible students out of 610 students enrolled = 63.23% = E-Rate Discount of 80%  
 Liberty ES; has 465 eligible students out of 729 students enrolled = 63.79% = E-Rate Discount of 80%  
 Waldo Pafford ES; has 409 eligible students out of 627 students enrolled = 65.23% = E-Rate Discount of 80%  
 Joseph Martin ES; has 337 eligible students out of 564 students enrolled = 59.75% = E-Rate Discount of 80%

Therefore, the shared discount was correctly modified to 82%. For more information on E-rate program discounts, please refer to the USAC website at: <http://www.usac.org/sl/applicants/stcp05/>. You have not brought forth evidence that PIA was incorrect regarding the appropriate discount. Therefore, the appeal of the discount modification is denied. Consequently, the appeal of this FRN is partially approved.

- FCC rules provide that the discount available to an applicant is determined by indicators of poverty and high cost. See 47 C.F.R. sec. 54.505(b). The level of poverty is measured by the percentage of students enrolled in a school or school district who are eligible for a free or reduced price lunch under the National School Lunch Program (NSLP), or a federally-approved alternative mechanism. Alternatively, the level of poverty is measured according to participation in Medicaid, Food Stamps, Supplementary Security Income (SSI), Federal Public Housing Assistance or Section 8, or Low Income Home Energy Assistance Program (LIHEAP). See Federal-State Joint Board on Universal Service, CC Docket No. 96-45, Report and Order, 12 FCC Red 8776, 9045, FCC 97-157 para. 510 n. 1334 (rel. May 8, 1997). The high cost determination is made pursuant to FCC rules that classify a school or library as rural or urban. See 47 C.F.R. sec. 54.505(b)(3). An applicant's discount rate is determined by reference to a matrix based upon the level of poverty and whether the entity is classified as rural or urban. See 47 C.F.R. sec. 54.505(c).

Since the Administrator's Decision on Appeal approves additional funding for your application, USAC will issue a Revised Funding Commitment Decision Letter (RFCDL) to you and to each service provider that will provide the services approved for discounts in this letter. USAC will issue the RFCDL to you as soon as possible. If your appeal included Internal Connections at a discount level that has not yet been approved for funding, an RFCDL will be issued for those funding requests once USAC determines if there will be sufficient funds to make commitments at your discount level. The RFCDL will inform you of the precise dollar value of your approved funding request(s). As you await the RFCDL, you may share this Administrator's Decision on Appeal with the relevant service provider(s).

If the original FCDL approved funding in part for the services covered by this appeal, the 120 day deadline for filing Forms 486 is determined based on the date of the original FCDL that approved funding for the request(s). However, if the original FCDL denied

funding for the services covered by this appeal, Forms 486 cannot be filed until you have received your RFDL. 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:

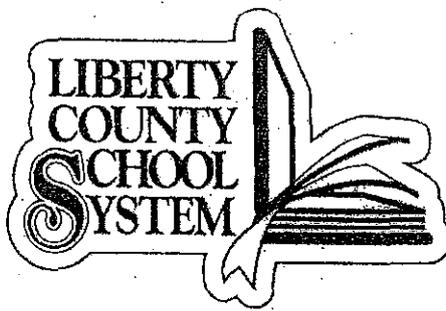
We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division  
Universal Service Administrative Company

Lily Baker  
*Chairman*

Carol Guyett  
*Vice Chairman*

Harley Grove  
*Interim Superintendent*



Marcia Anderson  
Becky C. Carter  
Charlie Frasier  
Mattie M. Hicks  
Harold Woods

The reviewer asked the same questions for all three of my applications. The interesting part about this is that one of my applications was approved while the other two were denied. I submitted the same documentation for all three but yet we were denied for "not providing sufficient documentation to determine eligibility". After the reviewer received the information I was never questioned or asked to clarify any of the responses in the letter. In the attachments I am circling my responses to application 574174 which this appeal corresponds with. I also am attaching documentation that shows the cost for the Alltel service.

Thank you for your time and consideration,

Dr. Patti Crane  
Executive Director of Technology and Media  
Liberty County School System





**LIBERTY COUNTY SNP**

**2006-07 Family Application for Free & Reduced Meal Benefits**

USE BLACK INK ONLY. PRINT NEATLY. COMPLETE ONE APPLICATION PER HOUSEHOLD AND ONE FOR EACH FOSTER CHILD

Frank Long

App. #: 2 Status: Free  
 Income: \$20,796.00 Size: 5 08/01/2006  
 Application Type: Income

**PART 1 - STUDENT SECTION**

LIST ALL STUDENTS ATTENDING LIBERTY COUNTY SCHOOLS

*Do not use your 16-digit debit card number.*

Student's ID# (Optional)	Student's Legal Name (First MI Last)	School Name	Food Stamp/TANF#		
	Evonna [REDACTED]	Frank Long		11	\$ [REDACTED]
7 8 4 5 3	Benjamin [REDACTED]	BI		10	\$ [REDACTED]
					\$ [REDACTED]
					\$ [REDACTED]
					\$ [REDACTED]
					\$ [REDACTED]

*9-13-06 put child in school; called and added to application*

**PART 2 -** If the child you are applying for is homeless, migrant, or a runaway check the appropriate box and call 912.876.4876 or 912.876.2666

Homeless  Migrant  Runaway

**RECEIVED**  
 9-24-06

**PART 3 - FOSTER CHILD SECTION** HOUSEHOLDS WITH A FOSTER CHILD:

If a child living with your household is the legal responsibility of a welfare agency or court, check here and list the child's monthly personal use income. \$  YES. SKIP TO PART 5.

**PART 4 - ADULTS SECTION** LIST ALL ADULTS & CHILDREN **NOT** ATTENDING LIBERTY COUNTY SCHOOLS

Other Household Members: ALL Adults & Children NOT Listed Above	Check Box If NO Income	MONTHLY Gross Earnings Before Deductions: Include all Jobs	MONTHLY Welfare Payments Child Support/ Alimony	MONTHLY Pay from Pensions, Retirement/Social Security	Any OTHER MONTHLY Income
1. [REDACTED]	X	\$ [REDACTED]	\$ [REDACTED]	\$ [REDACTED]	\$ [REDACTED]
2. ROSE [REDACTED]	X	\$ [REDACTED]	\$ [REDACTED]	\$ [REDACTED]	\$ [REDACTED]
3. Inara [REDACTED]	X	\$ [REDACTED]	\$ [REDACTED]	\$ [REDACTED]	\$ [REDACTED]
4. Rosemary [REDACTED]		\$ 1733 -400	\$ [REDACTED]	\$ [REDACTED]	\$ [REDACTED]

PUT TOTAL NUMBER OF HOUSEHOLD MEMBERS HERE **5**

I certify that all of the information on this application is true and that all income is reported. I understand that the school will get Federal Funds based on the information I give. I understand that school officials may verify the information. I understand that if I purposely give false information, my children may lose meal benefits, and I may be prosecuted. Providing false information is a misdemeanor under Georgia law. An adult member must sign the application before approval.

**PART 5 SIGN HERE** [Signature] PRINT NAME: [REDACTED] DATE: 7/17/06  
 ADDRESS: [REDACTED] DAY PHONE NUMBER: 876-4002 HOME PHONE NUMBER: [REDACTED]

**PART 6 Children's racial and ethnic identities (optional)**

Mark one or more racial identities:  
 Asian  American Indian or Alaska Native  
 White  Native Hawaiian or Other Pacific Islander  
 Black or African American  Other

Mark one ethnic identity:  
 Hispanic or Latino  
 Not Hispanic or Latino

If you do not have a Social Security Number, mark this box:

11:58 PM 11/11/06  
 TID: 12165143337  
 P: 4/6

JME - Joseph Martin

**LIBERTY COUNTY SNP 2006-07 Family Application for Free & Reduced Meal Benefits**

App #: 1832 Status: Free  
 Income: \$27,276.00 Size: 5 08/14/2006  
 Application Type: Income

**PART 1 - STUDENT SECTION**

LIST ALL STUDENTS ATTENDING LIBERTY COUNTY SCHOOLS

Do not use your 16-digit debit card number

Student's ID# (Optional)	Student's Legal Name (First MI Last)	School Name	Food Stamp/TANF#		
	Christopher R.	Joseph Martin		5	
	Alexander L.	Joseph Martin		4	

**PART 2 -** If the child you are applying for is homeless, migrant, or a runaway check the appropriate box and call 912.876.4876 or 912.876.2162.

Homeless  Migrant  Runaway

**PART 3 - FOSTER CHILD SECTION** HOUSEHOLDS WITH A FOSTER CHILD:

If a child living with your household is the legal responsibility of a welfare agency or court, check here and list the child's monthly personal use income. \$ \_\_\_\_\_

**YES. SKIP TO PART 5.**

**PART 4 - ADULTS SECTION** LIST ALL ADULTS & CHILDREN **NOT** ATTENDING LIBERTY COUNTY SCHOOLS

Other Household Members: ALL Adults & Children NOT Listed Above	Check Box If NO Income	MONTHLY Gross Earnings Before Deductions: include all Jobs	MONTHLY Welfare Payments Child Support/Alimony	MONTHLY Pay from Pensions, Retirement/Social Security	Any OTHER MONTHLY Income
1. Mike G.	<input type="checkbox"/>	\$ 2373	\$	\$	\$
2. Jessica	<input checked="" type="checkbox"/>	\$	\$	\$	\$
3. Sullivan	<input checked="" type="checkbox"/>	\$	\$	\$	\$
4.	<input type="checkbox"/>	\$	\$	\$	\$

PUT TOTAL NUMBER OF HOUSEHOLD MEMBERS HERE **5**

I certify that all of the information on this application is true and that all income is reported. I understand that the school will get Federal Funds based on the information I give. I understand that school officials may verify the information. I understand that if I purposely give false information, my children may lose meal benefits, and I may be prosecuted. Providing false information is a misdemeanor under Georgia law. An adult member must sign the application before approval.

**PART 5 SIGN HERE** NAME: Jessica [redacted] DATE: 7 Aug 06  
 ADDRESS: [redacted] DAY PHONE NUMBER: 811 5441 HOME PHONE NUMBER: 912 0076

**PART 6 Children's racial and ethnic identities (optional)**

Mark one or more racial identities:  
 Asian  American Indian or Alaska Native  
 White  Native Hawaiian or Other Pacific Islander  
 Black or African American  Other

Mark one ethnic identity:  
 Hispanic or Latino  
 Not Hispanic or Latino

If you do not have a Social Security Number, mark this box:

DEC-5-2007 11:24A FROM: TO: 12165143337 P: 5/6

Bradwell

App. #: 1 Status: Reduced  
Income: \$34,752.00 Size: 5 08/01/2006  
Application Type: Income

DEU-6-2007 11:24A FROM:

**LIBERTY COUNTY SNP 2006-07 Family Application for Free & Reduced Meal Benefits**

USE BLACK INK ONLY. PRINT NEATLY. COMPLETE ONE APPLICATION PER HOUSEHOLD AND ONE FOR EACH FOSTER CHILD

**PART 1 - STUDENT SECTION** LIST ALL STUDENTS ATTENDING LIBERTY COUNTY SCHOOLS

Do not use your 16-digit debit card number

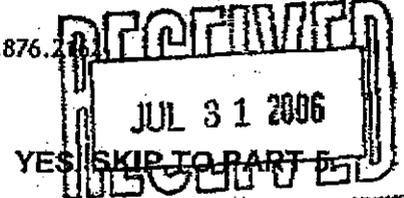
Student's ID# (Optional)	Student's Legal Name (First MI Last)	School Name	Food Stamp/TANF#	Grade	Student's Monthly Income
	Gabrielle [REDACTED]	Prk Center		Prk	\$ [REDACTED] 00
	MIRANDA [REDACTED]	Bradwell		10	\$ [REDACTED] 50 00
					\$ [REDACTED] 00
					\$ [REDACTED] 00
					\$ [REDACTED] 00
					\$ [REDACTED] 00

**PART 2** - If the child you are applying for is homeless, migrant, or a runaway check the appropriate box and call 912.876.4876 or 912.876.2461

Homeless  Migrant  Runaway

**PART 3 - FOSTER CHILD SECTION** HOUSEHOLDS WITH A FOSTER CHILD:

If a child living with your household is the legal responsibility of a welfare agency or court, check here and list the child's monthly personal use income. \$ \_\_\_\_\_



**PART 4 - ADULTS SECTION** LIST ALL ADULTS & CHILDREN **NOT** ATTENDING LIBERTY COUNTY SCHOOLS

Other Household Members:  
ALL Adults & Children NOT Listed Above

Check Box if NO Income

MONTHLY Gross Earnings Before Deductions: Include all Jobs

MONTHLY Welfare Payments  
Child Support/Alimony

MONTHLY Pay from Pensions, Retirement/Social Security

Any OTHER MONTHLY Income

Other Household Members:	Check Box if NO Income	MONTHLY Gross Earnings Before Deductions: Include all Jobs	MONTHLY Welfare Payments <u>Child Support/Alimony</u>	MONTHLY Pay from Pensions, Retirement/Social Security	Any OTHER MONTHLY Income
1. Shawn [REDACTED]	<input type="checkbox"/>	\$ 2846.00	\$ [REDACTED] 00	\$ [REDACTED] 00	\$ [REDACTED] 00
2. CANDY [REDACTED]	<input checked="" type="checkbox"/>	\$ [REDACTED] 00	\$ 50.00	\$ [REDACTED] 00	\$ [REDACTED] 00
3. Shawn M [REDACTED]	<input checked="" type="checkbox"/>	\$ [REDACTED] 00	\$ [REDACTED] 00	\$ [REDACTED] 00	\$ [REDACTED] 00
4. _____	<input type="checkbox"/>	\$ [REDACTED] 00	\$ [REDACTED] 00	\$ [REDACTED] 00	\$ [REDACTED] 00

PUT TOTAL NUMBER OF HOUSEHOLD MEMBERS HERE

5

I certify that all of the information on this application is true and that all income is reported. I understand that the school will get Federal Funds based on the information I give. I understand that school officials may verify the information. I understand that if I purposely give false information, my children may lose meal benefits, and I may be prosecuted. Providing false information is a misdemeanor under Georgia law. An adult member must sign the application Social Security Number

**PART 5 SIGN HERE**

PRINT NAME: [REDACTED]

DATE: 7-27-06

ADDRESS: [REDACTED]

DAY PHONE NUMBER: 370-2350

HOME PHONE NUMBER: 370-2350

**PART 6 Children's racial and ethnic identities (optional)**

Mark one or more racial identities:

- Asian
- White
- Black or African American
- American Indian or Alaska Native
- Native Hawaiian or Other Pacific Islander
- Other

Mark one ethnic identity:

- Hispanic or Latino
- Not Hispanic or Latino

If you do not have a Social Security Number, mark this box:

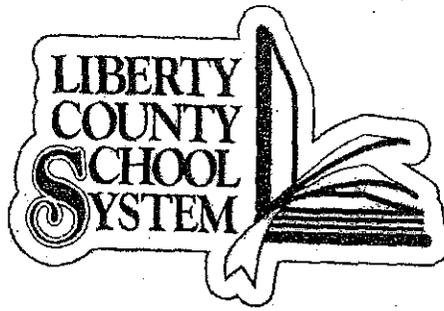
TO: 12165143337

P: 6/6

Lily Baker  
Chairman

Carol Guyett  
Vice Chairman

Harley Grove  
Interim Superintendent



Marcia Anderson  
Becky C. Carter  
Charlie Frasier  
Mattie M. Hicks  
Harold Woods

**Date:** 9/17/07

**TO:** USAC

**From:** Dr. Patti Crane – Executive Director of Technology and Media  
On behalf of the Liberty County School System

**Subject:** Formal Appeal of E-rate decision  
Form 471 Application # - 574174  
Billed Entity # - 127458  
Billed Entity FCC RN: 0011792314  
Applicant's Form Identifier: LCSSCell471-08

The Liberty County School System is formally appealing the decision to deny the amount of \$22, 952.78 in e-rate funds to our school system. The following application was denied:

**Appellant Name** – Liberty County School System

**Service Provider** – Alltel Communications

**Applicant BEN** – 127458

**SPIN #** - 1430008900

**Funding Commitment Decision** - \$0.00 – Insufficient Documentation

**Funding Commitment Decision Explanation** – The site-specific discount was reduced to a level that could not be validated based on third party data. Applicant has not provided sufficient documentation to determine the eligibility of this item.

**Contact Information:**

Dr. Patti Crane – Executive Director of Technology/Media

Liberty County School System

200 Bradwell Street

Hinesville, Ga 31313

Phone – 912-369-3144

Fax – 912-368-2607

E-mail – pcrane@liberty.k12.ga.us

The Liberty County School System is appealing this decision due to the fact that we did provide adequate and correct documentation when asked by the PIA reviewer in April. I am attaching the questions and my responses (responses in bold) to the questions asked for in reference to this application.

Exhibit B

Before the  
Federal Communications Commission  
Washington, DC 20554

In the Matter of	)	
	)	
Request for Review of the	)	
Decision of the	)	
Universal Service Administrator by	)	
	)	
Western Heights School District	)	File No. SLD-150495
Oklahoma City, Oklahoma	)	
	)	
Federal-State Joint Board on	)	CC Docket No. 96-45
Universal Service	)	
	)	
Changes to the Board of Directors of the	)	CC Docket No. 97-21
National Exchange Carrier Association, Inc.	)	

**ORDER**

**Adopted: March 5, 2001**

**Released: March 6, 2001**

By the Common Carrier Bureau:

1. The Common Carrier Bureau (Bureau) has under consideration a Request for Review filed by Western Heights School District (Western Heights), Oklahoma City, Oklahoma, seeking review of a decision issued by the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (Administrator).<sup>1</sup> Western Heights appeals SLD's refusal to use the "feeder pattern method" to determine Western Height's discount percentage under the schools and libraries universal service support mechanism.<sup>2</sup> Western Heights further asserts that because this issue raises a novel question of policy, it should be considered by the full Commission.<sup>3</sup> For the reasons discussed below, we deny the Request for Review and affirm SLD's denial of Western Heights' application.

2. Under the schools and libraries universal service support mechanism, eligible schools, libraries and consortia that include eligible schools and libraries may apply for discounts

<sup>1</sup> Request For Review by John D. Harrington, Funds for Learning, on behalf of Western Heights School District, to Federal Communications Commission, filed July 31, 2000 (Request for Review).

<sup>2</sup> *Id.*

<sup>3</sup> Section 54.719(c) of the Commission's rules provides that any person aggrieved by an action taken by a division of the Administrator may seek review from the Commission. 47 C.F.R. § 54.719(c). The Commission's rules provide that requests for review of decisions shall be considered and acted upon by the Common Carrier Bureau, except that requests which raise novel questions of fact, law, or policy shall be considered by the full Commission. 47 C.F.R. § 54.722(a).