



# Memo

**To:** Marlene Dortch, Secretary, Federal Communications Commission

**From:** Thomas J. Bayersdorfer, District E-rate Coordinator

**Date:** November 17, 2010

**Re:** Metro Nashville Public Schools Request for Review

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The attached Request for review was mailed by First Class, Certified Mail as shown on a copy of the USPS Green Card made prior to mailing.

We communicated with James Bachtell ([james.bachtell@fcc.gov](mailto:james.bachtell@fcc.gov)) today regarding this request. He stated that he was unable to find a copy of it in the FCC files. He also suggested that we re-file it today through the electronic system with this cover letter and the information of from the mailing that was made May 7, 2010.

Please accept this re-filing of the Request for Review.

A handwritten signature in blue ink, appearing to read "Tom Bayersdorfer".

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Thomas J. Bayersdorfer  
District E-Rate Coordinator  
Metropolitan Nashville Public Schools  
Nashville, TN 37204  
615-259-8502  
[Tom.bayersdorfer@mnps.org](mailto:Tom.bayersdorfer@mnps.org)

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

MARLENE DORTCH, SECRETARY  
 FEDERAL COMMUNICATIONS COMMISSION  
 OFFICE OF SECRETARY  
 445 12<sup>TH</sup> STREET, SW  
 WASHINGTON, DC 20554

2. Article Number

(Transfer from service label)

7009 0080 0000 0874 4018

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

 Agent AddresseeB. Received by (*Printed Name*)

C. Date of Delivery

D. Is delivery address different from item 1?  YesIf YES, enter delivery address below:  No

3. Service Type

 Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.4. Restricted Delivery? (*Extra Fee*) Yes

METROPOLITAN PUBLIC SCHOOLS  
 2601 BRANFORD AVE  
 NASHVILLE, TN 37204

**Before the  
Federal Communications Commission  
Washington DC 20554**

**In the Matter of:**

	)	
Request for Review of a decision	)	
by the Schools and Libraries Division	)	Administrator Correspondence Dated
for Metropolitan Nashville	)	May 7, 2010
Public Schools	)	
	)	
	)	
Schools and Libraries Universal Service	)	CC Docket No. 02-6
Support Mechanism	)	

**Request for Review or Waiver**

In accordance with Sections 54.719 through 54.721 of the Commission's Rules, now comes Metropolitan Nashville Public Schools (Nashville, TN) before the Federal Communications Commission (Commission) requesting review of a decision of the Universal Service Administrative Company (Administrator) denying an Invoice for Bill Entity Applicant Reimbursement Form request. This request comes before the Commission in a timely manner from the Administrator letter dated April 30, 2010.

Requestor: Metropolitan Nashville Public Schools, Nashville, Tennessee  
Billed Entity Number: 128258  
Funding Request Numbers: 1578298, 1578359, and 1578373  
Form 471 Numbers: 571357  
Funding Amount: \$147,130.84

In correspondence dated April 30, 2010, the Administrator denied an Bill Entity Applicant Reimbursement Form request from MNPS for E-Rate Eligible services. The Administrator denied the reimbursement request for the reason "Later Than; Ship Date Before 486 Service-Start Date.

The Funding Commitment Decision Letter was dated January 29, 2008. MNPS filed a form 486 online on June 2, 2008. The work was completed and accepted by MNPS on September 26, 2008. The last date to invoice for this Funding Request was January 27, 2010.

MNPS filed the BEAR in a timely fashion and the Track BEAR Forms status report shows it Passed Validation was approved by the vendor.

The Universal Service Administrative Company does not make any contact with applicants for the invoicing process. Based on the Commission's action in *Request for Review of the Decision of the Universal Service Administrator by Bishop Perry Middle School, New Orleans, LA, CC* Docket No. 02-6, Order, FCC 06-54 (2006) (*Bishop Perry Order*), and because the same type of deadlines are imposed on the invoicing process I believe that the USAC, Schools and Libraries Division should reach out to applicants on invoicing as well as application process.

Respectfully Submitted this Seventh day of May, 2010,

Thomas Bayersdorfer  
Metropolitan Nashville Public Schools  
2601 Bransford Avenue  
Nashville, Tennessee 37204



Form 472 (BEAR) Notification Letter

April 30, 2010

William Muir  
Beacon Technologies Inc  
1441 Donelson Pike  
Nashville, TN 37217

Re: Invoice Number - as assigned by USAC: 1211475  
Service Provider Identification Number: 143007744  
Reimbursement Form Number: Bailey-C  
Billed Entity Number: 0

Tom Bayersdorfer  
METROPOLITAN NASHVILLE PUBLIC SCHOOLS  
2601 BRANSFORD AVE  
NASHVILLE, TN 37204

Preferred Mode of Contact: E-mail at [tom.bayersdorfer@mnps.org](mailto:tom.bayersdorfer@mnps.org)  
Total Amount of Reimbursement Approved for Payment: \$0.00

This letter is your notification that the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has processed an FCC Form 472, "Billed Entity Applicant Reimbursement (BEAR)" Form from the above named applicant listing you as the service provider. USAC has committed to reimburse the discounted portion of the cost of eligible services provided to eligible entities pursuant to one or more FCC Forms 471, "Description of Services Ordered and Certification Form".

In certain instances, a line may not have been paid. Review the BEAR Letter Applicant Reimbursement Report (Report) following this letter for the reason(s) this may have occurred. For more information about lines that have not been paid, see the explanation of Invoice Error Codes in Step 9 on our website. Work with the applicant (your customer) to correct any errors. Once corrected, your customer may submit a new BEAR to request reimbursement for any unpaid lines.

We recommend using the BEAR Online tool from the Apply Online area or Required Forms section of our website for additional submissions. If a new BEAR cannot be submitted before the invoice deadline passes, you or your customer may submit a request for a deadline extension. (See "Invoice Deadlines and Extension Requests" posted in the SLD section of our website for more information.)

Pursuant to the Federal Communication Commission's (FCC) Second Report and Order and Further Notice of Proposed Rulemaking (FCC 03-101, released April 29, 2003), you must remit the amount shown as "Total Amount of Reimbursement Approved for Payment" above to your customer no later than 20 days after receipt of payment of the approved discounts from USAC. You also agreed not to tender or make use of the payment of the approved discounts issued by USAC to you prior to remitting the discount to your customer (See BEAR Form, Block 4, Service Provider Acknowledgment).

The USAC check should be mailed to the service provider named above within 20 days of the date of this letter.

The maximum remaining amount available for each Funding Request Number (FRN) listed on the Report will be the original commitment less the amount approved herein for reimbursement and less any earlier disbursements to your customer.

PLEASE NOTE: The type of invoice form (BEAR or SPI) for the funding year is established by the receipt and approval of the first invoice submitted for the FRN for the funding year. For example, if we successfully process a BEAR for an FRN, we will not approve a SPI for that same FRN at a later time.

Please see the Guide to Letter Reports posted on our website for an explanation of the items listed in the attached Report.

COMPLETE PROGRAM INFORMATION is posted on our website. You may also contact our Client Service Bureau using the "Submit a Question" link on our website, toll-free by fax at 1-888-276-8736 or toll-free by phone at 1-888-203-8100.

Schools and Libraries Division  
Universal Service Administrative Company

CC: METROPOLITAN NASHVILLE PUBLIC SCHOOLS

BEAR NOTIFICATION LETTER APPLICANT REIMBURSEMENT REPORT

Form 471 Application Number: 571357  
Funding Request Number: 1578298  
Funding Year 2007: 07/01/2007 - 06/30/2008  
Contract Number: 15480  
Funding Commitment Decision: \$67441.65  
Reimbursement Amount for this FRN: \$0.00  
Reimbursement Request Decision Explanation:  
Invoice Received Date [01/28/2010] Later Than;Ship Date Before  
486 Service-Start Date;

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Form 471 Application Number: 571357  
Funding Request Number: 1578359  
Funding Year 2007: 07/01/2007 - 06/30/2008  
Contract Number: 15480  
Funding Commitment Decision: \$55854.23  
Reimbursement Amount for this FRN: \$0.00  
Reimbursement Request Decision Explanation:  
Invoice Received Date [01/28/2010] Later Than;Ship Date Before  
486 Service-Start Date;

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Form 471 Application Number: 571357  
Funding Request Number: 1578373  
Funding Year 2007: 07/01/2007 - 06/30/2008  
Contract Number: 15480  
Funding Commitment Decision: \$62764.06  
Reimbursement Amount for this FRN: \$0.00  
Reimbursement Request Decision Explanation:  
Invoice Received Date [01/28/2010] Later Than;Ship Date Before  
486 Service-Start Date;

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