

April 19, 2011

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

Dear Ms. Dortch:

Ben Ross Public School Academy (Ben Ross) located in Warren, MI is filing a Request for Waiver in response to USAC's Out Of Window Letter dated March 8, 2010. The Form 471 application number 790842 was filed after the February 19, 2010 filing deadline, due to extenuating circumstances.

In July 2010 Ben Ross Public School Academy (BEN 16061360) changed management companies from Edison Learning to edtec Central. In late 2009/early 2010 Edison Learning Erate Consortium submitted forms 470 & 471 (Under BEN 232670) as a consortium for the 2010-2011 Erate funding year. Ben Ross was included in that consortium application. Please see the attached signed agreement between Ben Ross and Edison Learning Erate Consortium.

In November 2010, Lauren Heagerty at Edison Learning Erate Consortium informed me that once Edison Schools no longer held the contract with Ben Ross as their management company, Ben Ross was removed from Edison's Consortium Erate application for the current 2010 Erate year. The school was not informed of this action, and it was only discovered in November 2010 because we were following up on the lack of Erate reimbursements for 2010. In November 2010, I called a USAC representative who confirmed that Ben Ross was removed from the Edison Consortium application in 2010.

As noted earlier, we did not know that Ben Ross would be removed from the consortium application, and we submitted a form 470 and then form 471 per Erate rules for Ben Ross as an individual school. We respectfully request a waiver of the deadline rule from the FCC, and ask that our form 471 #790842 be approved as if it were submitted in the appropriate window.

Thank you for your consideration. Please see the attached OOW letter from USAC, and letter of agreement between Ben Ross and Edison Learning Erate Consortium. Please contact me at 248-761-6256 or via email at [Valerie@grantconsultingservices.com](mailto:Valerie@grantconsultingservices.com)

Sincerely,



Valerie A. Nelson  
Grant Consultant

