

the entities listed on this application, or any person associated in any way with my entity and/or entities listed on this application, is convicted of a criminal violation or held civilly liable for acts arising from their participation in the schools and libraries support mechanism.

35.  I certify that if any of the Funding Requests on this Form 471 are for discounts for products or services that contain both eligible and ineligible components, that I have allocated the cost of the contract to eligible and ineligible companies as required by the Commission's rules at 47 C.F.R. Sec. 54.504(g)(1),(2).
36.  I certify that this funding request does not constitute a request for internal connections services, except basic maintenance services, in violation of the Commission requirement that eligible entities are not eligible for such support more than twice every five funding years beginning with Funding Year 2005 as required by the Commission's rules at 47 C.F.R. Sec. 54.506(c).
37.  I certify that the non-discounted portion of the costs for eligible services will not be paid by the service provider. The pre-discount costs of eligible services features on this Form 471 are net of any rebates or discounts offered by the service provider. I acknowledge that, for the purpose of this rule, the provision, by the provider of a supported service, of free services or products unrelated to the supported service or product constitutes a rebate of some or all of the cost of the supported services.

38. Signature of authorized person

39. Signature Date 2/7/2010

**The Americans with Disabilities Act, the Individuals with Disabilities Education Act and the Rehabilitation Act may impose obligations on entities to make the services purchased with these discounts accessible to and usable by people with disabilities.**

**NOTICE:** Section 54.504 of the Federal Communications Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Services Ordered and Certification Form (FCC Form 471) with the Universal Service Administrator. 47 C.F.R. § 54.504. The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended. 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the competitive bidding requirement contained in 47 C.F.R. § 54.504. All schools and libraries planning to order services eligible for universal service discounts must file this form themselves or as part of a consortium.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or a potential violation of any applicable statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing, or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government is a party of a proceeding before the body or has an interest in the proceeding. In addition, consistent with the Communications Act of 1934, FCC regulations and orders, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law, information provided in or submitted with this form or in response to subsequent inquiries may be disclosed to the public.

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**Please submit this form to:**

**SLD-Form 471  
P.O. Box 7026  
Lawrence, Kansas 66044-7026**

**For express delivery services or U.S. Postal Service, Return Receipt Requested,  
mail this form to:**

**SLD Forms  
ATTN: SLD Form 471  
3833 Greenway Drive  
Lawrence, Kansas 66046  
(888) 203-8100**

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FCC Form 471	Do not write in this area.	Approval by OMB 3060-0806
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**Schools and Libraries Universal Service  
Description of Services Ordered and Certification Form 471**

**Estimated Average Burden Hours per Response: 4 hours**

This form asks schools and libraries to list the eligible telecommunications-related services they have ordered and estimate the annual charges for them so that the Fund Administrator can set aside sufficient support to reimburse providers for services.

**Please read instructions before beginning this application. (You can also file online at [www.sl.universalservice.org](http://www.sl.universalservice.org).)  
The instructions include information on the deadlines for filing this application.**

<b>Applicant's Form Identifier</b> (Create your own code to identify THIS form 471) Marietta13	<b>Form 471 Application#</b> (To be assigned by administrator) 749368
---	--

**Block 1: Billed Entity Information** (The "Billed Entity" is the entity paying the bills for the service listed on this form.)

<b>1 a</b>	Name of Billed Entity	MARIETTA CITY SCHOOL DISTRICT
<b>2 a</b>	Funding Year: July 1, 2010 Through June 30: 2011	Billed Entity Number:130075
<b>4 a</b>	Street Address, P.O. Box, or Routing Number	111 ACADEMY DRIVE
	City	MARIETTA
	State	OH Zip Code 45750
<b>5 a</b>	Type of Application	<input type="checkbox"/> Individual School (individual public or non-public school) <input checked="" type="checkbox"/> School District (LEA; public or non-public [e.g. diocesan] local district representing multiple schools) <input type="checkbox"/> Library ( including library system, library outlet/branch or library consortium as defined under LSTA) <input type="checkbox"/> Consortium <input type="checkbox"/> Check here if any members of this consortium are ineligible or non-governmental entities)
<b>6</b>	Contact Person's Name	Cara Jones
First, if the Contact Person's Street Address is the same as in Item 4, check this box. <input type="checkbox"/> If not, please complete the entries for the Street Address below.		
<b>b</b>	Street Address, P.O. Box, or Routing Number	5701 East Circle Drive #380
	City	Cicero
	State	NY Zip Code 13039



Entity Number <u>130075</u>	Applicant's Form Identifier <u>Marietta13</u>	
Contact Person <u>Cara Jones</u>	Phone Number <u>727-289-5137</u>	

This information will facilitate the processing of your applications. Please complete all rows that apply to services for which you are requesting discounts. Complete this information on the FIRST Form 471 you file, to encompass this and all other Forms 471 you will file for this funding year. You need not complete this information on subsequent Forms 471. Provide your best estimates for the services ordered across ALL of your Forms 471.  
**Schools/school districts complete Item 7. Libraries complete Item 8. Consortia complete Item 7 and/or Item 8.**

**Block 2: Impact of Services Ordered on Schools**

IF THIS APPLICATION INCLUDES SCHOOLS...	BEFORE ORDER	AFTER ORDER
---	--------------	-------------

7a	Number of students to be served		2982
e	Direct connections to the Internet: Number of drops	195	195

## Block 3: Impact of Services Ordered on Libraries

**NOT APPLICABLE AS THIS APPLICATION IS FOR DISTRICT**

Worksheet A No: 1225864      Student Count: 2982  
 Weighted Product (Sum. Column 8): 1877      Shared Discount: 63%

1. School Name: HARMAR ELEMENTARY SCHOOL  
 2. Entity Number: 50790      NCES: 39 10019 01244  
 3. Rural/Urban: Urban  
 4. Student Count: 306      5. NSLP Students: 155      6. NSLP Students/Students: 50.653%  
 7. Discount: 80%      8. Weighted Product: 244.8  
 9. Pre-K/Adult Ed/Juv:      10. Alt Disc Mech:

1. School Name: MARIETTA CITY CENTRAL OFFICE  
 2. Entity Number: 16023105      NCES:  
 3. Rural/Urban: Urban  
 4. Student Count: 0      5. NSLP Students: 0      6. NSLP Students/Students:  
 7. Discount: 60%      8. Weighted Product: 0  
 9. Pre-K/Adult Ed/Juv:      10. Alt Disc Mech:

1. School Name: MARIETTA CITY CENTRAL RECEIVING  
 2. Entity Number: 16023104      NCES:  
 3. Rural/Urban: Urban  
 4. Student Count: 0      5. NSLP Students: 0      6. NSLP Students/Students:  
 7. Discount: 60%      8. Weighted Product: 0  
 9. Pre-K/Adult Ed/Juv:      10. Alt Disc Mech:

1. School Name: MARIETTA CITY MAINTENANCE BLDG  
 2. Entity Number: 16023103      NCES:  
 3. Rural/Urban: Urban  
 4. Student Count: 0      5. NSLP Students: 0      6. NSLP Students/Students:  
 7. Discount: 60%      8. Weighted Product: 0  
 9. Pre-K/Adult Ed/Juv:      10. Alt Disc Mech:

1. School Name: MARIETTA HIGH SCHOOL  
 2. Entity Number: 50784      NCES: 39 10019 01246  
 3. Rural/Urban: Urban  
 4. Student Count: 989      5. NSLP Students: 266      6. NSLP Students/Students: 26.895%  
 7. Discount: 50%      8. Weighted Product: 494.5  
 9. Pre-K/Adult Ed/Juv:      10. Alt Disc Mech:

1. School Name: MARIETTA MIDDLE SCHOOL  
 2. Entity Number: 50788      NCES: 39 10019 01245  
 3. Rural/Urban: Urban  
 4. Student Count: 674      5. NSLP Students: 265      6. NSLP Students/Students: 39.317%  
 7. Discount: 60%      8. Weighted Product: 404.4  
 9. Pre-K/Adult Ed/Juv:      10. Alt Disc Mech:

1. School Name: PHILLIPS ELEMENTARY SCHOOL  
 2. Entity Number: 50791      NCES: 39 10019 01249

3. Rural/Urban: Urban  
 4. Student Count: 398  
 7. Discount: 80%  
 9. Pre-K/Adult Ed/Juv:

5. NSLP Students: 208  
 8. Weighted Product: 318.4  
 10. Alt Disc Mech:

6. NSLP Students/Students: 52.261%

1. School Name: PUTNAM ELEMENTARY SCHOOL  
 2. Entity Number: 50782 NCES: 39 10019 01250  
 3. Rural/Urban: Urban  
 4. Student Count: 257  
 7. Discount: 50%  
 9. Pre-K/Adult Ed/Juv:

5. NSLP Students: 78  
 8. Weighted Product: 128.5  
 10. Alt Disc Mech:

6. NSLP Students/Students: 30.350%

1. School Name: WASHINGTON ELEMENTARY SCHOOL  
 2. Entity Number: 50787 NCES: 39 10019 01252  
 3. Rural/Urban: Urban  
 4. Student Count: 358  
 7. Discount: 80%  
 9. Pre-K/Adult Ed/Juv:

5. NSLP Students: 207  
 8. Weighted Product: 286.4  
 10. Alt Disc Mech:

6. NSLP Students/Students: 57.821%

### Block 5: Discount Funding Request(s)

FRN: 2024495 FCDL Date:	
10. Original FRN:	
11. Category of Service: Telecommunications Service	12. 470 Application Number: 453600000786222
13. SPIN: 143001688	14. Service Provider Name: The Ohio Bell Telephone Company
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: T
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number: 7403745005381	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 12/16/2009	18. Contract Award Date:
19a. Service Start Date: 07/01/2010	19b. Service End Date: 06/30/2011
20. Contract Expiration Date:	
21. Attachment #: 1	22. Block 4 Worksheet No.: 1225864
23a. Monthly Charges: \$1,955.52	23b. Ineligible monthly amt.: \$.00
23c. Eligible monthly amt.: \$1,955.52	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$23,466.24	
23f. Annual non-recurring (one-time) charges: 0 23g. Ineligible non-recurring amt.: 0	
23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$0.00	
23i. Total program year pre-discount amount ( 23e + 23h): \$23,466.24	
23j. % discount (from Block 4): 63	
23k. Funding Commitment Request ( 23i x 23j): \$14,783.73	

FRN: 2024501 FCDL Date:	
10. Original FRN:	
11. Category of Service: Telecommunications Service	12. 470 Application Number: 453600000786222
13. SPIN: 143005329	14. Service Provider Name: PNG Telecommunications, Inc.
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: T
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number: SMN2000780	16b. Multiple Billing Account Numbers?:

17. Allowable Contract Date: 12/16/2009	18. Contract Award Date:
19a. Service Start Date: 07/01/2010	19b. Service End Date: 06/30/2011
20. Contract Expiration Date:	
21. Attachment #: 2	22. Block 4 Worksheet No.: 1225864
23a. Monthly Charges: \$309.61	23b. Ineligible monthly amt.: \$.00
23c. Eligible monthly amt.: \$309.61	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$3,715.32	
23f. Annual non-recurring (one-time) charges: 0	23g. Ineligible non-recurring amt.: 0
23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$0.00	
23i. Total program year pre-discount amount ( 23e + 23h): \$3,715.32	
23j. % discount (from Block 4): 63	
23k. Funding Commitment Request ( 23i x 23j): \$2,340.65	

FRN: 2024511	FCDL Date: 11/16/2010
10. Original FRN:	
11. Category of Service: Internet Access	12. 470 Application Number: 639020000632393
13. SPIN: 143022774	14. Service Provider Name: Council of Governments, SE Ohio Voluntary Education Coop
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: MCSD
15c. Covered under State Master Contract:	15d. FRN from Previous Year: 1893264
16a. Billing Account Number: MCSD	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 02/05/2008	18. Contract Award Date: 02/05/2008
19a. Service Start Date: 07/01/2010	19b. Service End Date:
20. Contract Expiration Date: 06/30/2012	
21. Attachment #: 3	22. Block 4 Worksheet No.: 1225864
23a. Monthly Charges: \$.00	23b. Ineligible monthly amt.: \$.00
23c. Eligible monthly amt.: \$0.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$0.00	
23f. Annual non-recurring (one-time) charges: 43371.11	23g. Ineligible non-recurring amt.: 0
23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$43,371.11	
23i. Total program year pre-discount amount ( 23e + 23h): \$43,371.11	
23j. % discount (from Block 4): 63	
23k. Funding Commitment Request ( 23i x 23j): \$27,323.80	

### Block 6: Certifications and Signature

Do not write in this area.

Application ID:749368

Entity Number	130075	Applicant's Form Identifier	Marietta13
Contact Person	Cara Jones	Phone Number	727-289-5137

### Block 6: Certifications and Signature

24.  I certify that the entities listed in Block 4 of this application are eligible for support because they are: (check one or both)

- a.  schools under the statutory definitions of elementary and secondary schools found in the **No Child Left Behind Act of 2001, 20 U.S.C. Secs. 7801(18) and (38)**, that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or
- b.  libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any schools including, but not limited to elementary, secondary schools, colleges, or universities

25.  I certify that the entity I represent or the entities listed on this application have secured access, separately or through this program, to all of the resources, including computers, training, software, internal connections, maintenance, and electrical capacity, necessary to use the services purchased effectively. I recognize that some of the aforementioned resources are not eligible for support. I certify that the entities I represent or the entities listed in this application have secured access to all of the resources to pay the discounted charges for eligible services from funds to which access has been secured in the current funding year. I certify that the Billed Entity will pay the non-discount portion of the cost of the goods and services to the service provider(s).

a.	Total funding year pre-discount amount on this Form 471 (Add the entities from Item 23I on all Block 5 Discount Funding Requests.)	<b>\$70,552.67</b>
b.	Total funding commitment request amount on this Form 471 (Add the entities from Items 23K on all Block 5 Discount Funding Requests.)	<b>\$44,448.18</b>
c.	Total applicant non-discount share (Subtract Item 25b from Item 25a.)	<b>\$26,104.49</b>
d.	Total budgeted amount allocated to resources not eligible for E-rate support	<b>\$82,000.00</b>
e.	Total amount necessary for the applicant to pay the non-discount share of the services requested on this application AND to secure access to the resources necessary to make effective use of the discounts. (Add Items 25c and 25d.)	<b>\$108,104.49</b>
f.	<input type="checkbox"/> Check this box if you are receiving any of the funds in Item 25e directly from a service provider listed on any Forms 471 filed by this Billed Entity for this funding year, or if a service provider listed on any of the Forms 471 filed by this Billed Entity for this funding year assisted you in locating funds in Items 25e.	

26.  I certify that all of the schools and libraries or library consortia listed in Block 4 of this application are covered by technology plans that are written, that cover all 12 months of the funding year, and that have been or will be approved by a state or other authorized body, and an SLD-certified technology plan approver, prior to the commencement of service. The plans are written at the following level(s):

- a.  an individual technology plan for using the services requested in this application; and/or
- b.  higher-level technology plan(s) for using the services requested in this application; or
- c.  no technology plan needed; applying for basic local, cellular, PCS, and/or long distance telephone service and/or voice mail only.

27.  I certify that I posted my Form 470 and (if applicable) made my RFP available for at least 28 days before considering all bids received and selecting a service provider. I certify that all bids submitted were carefully considered and the most cost-effective service offering was selected, with price being the primary factor considered, and is the most cost-effective means of meeting educational needs and technology plan goals.



28.  I certify that the entity responsible for selecting the service provider(s) has reviewed all applicable FCC, state, and local procurement/competitive bidding requirements and that the entity or entities listed on this application have complied with them.

29.  I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value, except as permitted by the Commission's rules at 47 C.F.R. Sec. 54.500(k). Additionally, I certify that the Billed Entity has not received anything of value or a promise of anything of value, other than services and equipment requested under this form, from the service provider(s) or any representative or agent thereof or any consultant in connection with this request for services.

30.  I certify that I and the entity(ies) I represent have complied with all program rules and I acknowledge that failure to do so may result in denial of discount funding and/or cancellation of funding commitments. There are signed contracts covering all of the services listed on this Form 471 except for those services provided under non-contracted tariffed or month-to-month arrangements. I acknowledge that failure to comply with program rules could result in civil or criminal prosecution by the appropriate law enforcement authorities.

31.  I acknowledge that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the service, receive an appropriate share of benefits from those services.

32.  I certify that I will retain required documents for a period of at least five years after the last day of service delivered. I certify that I will retain all documents necessary to demonstrate compliance with the statute and Commission rules regarding the application for, receipt of, and delivery of services receiving schools and libraries discounts, and that if audited, I will make such records available to the Administrator. I acknowledge that I may be audited pursuant to participation in the schools and libraries program.

33.  I certify that I am authorized to order telecommunications and other supported services for the eligible entity(ies) listed on this application. I certify that I am authorized to submit this request on behalf of the eligible entity(ies) listed on this application, that I have examined this request, that all of the information on this form is true and correct to the best of my knowledge, that the entities that are receiving discounts pursuant to this application have complied with the terms, conditions and purposes of this program, that no kickbacks were paid to anyone and that false statements on this form can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under the Title 18 of the United States Code, 18 U.S.C. Sec. 1001 and civil violations of the False Claims Act.

34.  I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I will institute reasonable measures to be informed, and will notify USAC should I be informed or become aware that I or any of

the entities listed on this application, or any person associated in any way with my entity and/or entities listed on this application, is convicted of a criminal violation or held civilly liable for acts arising from their participation in the schools and libraries support mechanism.

35.  I certify that if any of the Funding Requests on this Form 471 are for discounts for products or services that contain both eligible and ineligible components, that I have allocated the cost of the contract to eligible and ineligible companies as required by the Commission's rules at 47 C.F.R. Sec. 54.504(g)(1),(2).
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38. Signature of authorized person

39. Signature Date 2/7/2010

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**Please submit this form to:**

**SLD-Form 471  
P.O. Box 7026  
Lawrence, Kansas 66044-7026**

**For express delivery services or U.S. Postal Service, Return Receipt Requested,  
mail this form to:**

**SLD Forms  
ATTN: SLD Form 471  
3833 Greenway Drive  
Lawrence, Kansas 66046  
(888) 203-8100**

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Universal Service Administrative Company

Schools and Libraries Division

**FUNDING COMMITMENT DECISION LETTER**  
(Funding Year 2010: 07/01/2010 - 06/30/2011)

November 16, 2010

Cara Jones  
MARIETTA CITY SCHOOL DISTRICT  
5701 East Circle Drive #380  
Cicero, NY 13039

Re: Form 471 Application Number: 749368  
Billed Entity Number (BEN): 130075  
Billed Entity FCC RN: 0011916343  
Applicant's Form Identifier: Marietta13

Thank you for your Funding Year 2010 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, \$44,448.18 is "Approved."

Please refer to the Report 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 applicant) - as products and services are being delivered and billed

**TO APPEAL THIS DECISION**

You have the option of filing an appeal with the SLD or directly with the Federal Communications Commission (FCC).

If you wish to appeal a decision in this letter to USAC, 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 749368 as assigned by USAC,
  - "Funding Commitment Decision Letter for Funding Year 2010," AND
  - The exact text of 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 and documentation.
4. If you are the applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are the service provider, please provide a copy of your appeal to the applicant(s) affected by USAC's decision.
5. Provide an authorized signature on your letter of appeal.

To submit your appeal to USAC by email, email your appeal to [appeals@sl.universalservice.org](mailto:appeals@sl.universalservice.org). USAC will automatically reply to incoming emails to confirm receipt.

To submit your appeal to USAC by fax, fax your appeal to (973) 599-6542.

To submit your appeal to USAC on paper, send your appeal to:

Letter of Appeal  
Schools and Libraries Division - Correspondence Unit  
30 Lanidex Plaza West  
PO Box 685  
Parsippany, NJ 07054-0685

If you wish to appeal a decision in this letter to 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 by the FCC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted in the Reference Area of our website. 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.

#### OBLIGATION TO PAY NON-DISCOUNT PORTION

Applicants are required to pay the non-discount portion of the cost of the products and/or services to their service provider(s). Service providers are required to bill applicants for the non-discount portion. The FCC stated that requiring applicants to pay their share ensures efficiency and accountability in the program. If USAC is being billed via the FCC Form 474, the service provider must bill the applicant at the same time it bills USAC. If USAC is being billed via the FCC Form 472, the applicant pays the service provider in full (the non-discount plus discount portion) and then seeks reimbursement from USAC. If you are using a trade-in as part of your non-discount portion, please refer to our website for more information.

#### NOTICE ON RULES AND FUNDS AVAILABILITY

Applicants' receipt of funding commitments is contingent on their compliance with all statutory, regulatory, and procedural requirements of the Schools and Libraries Program. Applicants who have received funding commitments continue to be subject to audits and other reviews that USAC and/or the FCC may undertake periodically to assure that funds that have been committed are being used in accordance with all such requirements. USAC may be required to reduce or cancel funding commitments that were not issued in accordance with such requirements, whether due to action or inaction, including but not limited to that by USAC, the applicant, or the service provider. USAC, and other appropriate authorities (including but not limited to the FCC), may pursue enforcement actions and other means of recourse to collect improperly disbursed funds. The timing of payment of invoices may also be affected by the availability of funds based on the amount of funds collected from contributing telecommunications companies.

Schools and Libraries Division  
Universal Service Administrative Company

FUNDING COMMITMENT REPORT  
Billed Entity Name: MARIETTA CITY SCHOOL DISTRICT  
BEN: 130075  
Funding Year: 2010

Comment on RAL corrections: The shared discount was increased to a level that could be validated based on third party data.

Form 471 Application Number: 749368  
Funding Request Number: 2024495  
Funding Status: Funded  
Category of Service: Telecommunications Service  
Form 470 Application Number: 453600000786222  
SPIN: 143001688  
Service Provider Name: The Ohio Bell Telephone Company  
Contract Number: T  
Billing Account Number: 7403745005381  
Multiple Billing Account Numbers: N  
Service Start Date: 07/01/2010  
Service End Date: 06/30/2011  
Contract Award Date: N/A  
Contract Expiration Date: N/A  
Shared Worksheet Number: 1225864  
Number of Months Recurring Service Provided in Funding Year: 12  
Annual Pre-discount Amount for Eligible Recurring Charges: \$23,466.24  
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$ .00  
Pre-discount Amount: \$23,466.24  
Discount Percentage Approved by the USAC: 63%  
Funding Commitment Decision: \$14,783.73 - FRN approved as submitted  
FCDL Date: 11/16/2010  
Wave Number: 026  
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2011

FUNDING COMMITMENT REPORT  
Billed Entity Name: MARIETTA CITY SCHOOL DISTRICT  
BEN: 130075  
Funding Year: 2010

Comment on RAL corrections: The shared discount was increased to a level that could be validated based on third party data.

Form 471 Application Number: 749368  
Funding Request Number: 2024501  
Funding Status: Funded  
Category of Service: Telecommunications Service  
Form 470 Application Number: 453600000786222  
SPIN: 143005329  
Service Provider Name: PNG Telecommunications, Inc.  
Contract Number: T  
Billing Account Number: SMN2000780  
Multiple Billing Account Numbers: N  
Service Start Date: 07/01/2010  
Service End Date: 06/30/2011  
Contract Award Date: N/A  
Contract Expiration Date: N/A  
Shared Worksheet Number: 1225864  
Number of Months Recurring Service Provided in Funding Year: 12  
Annual Pre-discount Amount for Eligible Recurring Charges: \$3,715.32  
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$ .00  
Pre-discount Amount: \$3,715.32  
Discount Percentage Approved by the USAC: 63%  
Funding Commitment Decision: \$2,340.65 - ERN approved as submitted

FCDL Date: 11/16/2010

Wave Number: 026

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2011

FUNDING COMMITMENT REPORT  
Billed Entity Name: MARIETTA CITY SCHOOL DISTRICT  
BEN: 130075  
Funding Year: 2010

Comment on RAL corrections: The shared discount was increased to a level that could be validated based on third party data.

Form 471 Application Number: 749368  
Funding Request Number: 2024511  
Funding Status: Funded  
Category of Service: Internet Access  
Form 470 Application Number: 639020000632393  
SPIN: 143022774  
Service Provider Name: Council of Governments, SE Ohio Voluntary Educatio  
Contract Number: MCSD  
Billing Account Number: MCSD  
Multiple Billing Account Numbers: N  
Service Start Date: 07/01/2010  
Service End Date: N/A  
Contract Award Date: 02/05/2008  
Contract Expiration Date: 06/30/2012  
Shared Worksheet Number: 1225864  
Number of Months Recurring Service Provided in Funding Year: 12  
Annual Pre-discount Amount for Eligible Recurring Charges: \$.00  
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$43,371.11  
Pre-discount Amount: \$43,371.11  
Discount Percentage Approved by the USAC: 63%  
Funding Commitment Decision: \$27,323.80 - FRN approved; modified by SLD  
Funding Commitment Decision Explanation: MRI: The FRN was modified from \$37,551.84 to \$43,371.11 to agree with the applicant documentation.

FCDL Date: 11/16/2010

Wave Number: 026

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2011



January 18, 2011

Letter of Appeal  
Schools and Libraries Division-Correspondence  
Unit  
100 S. Jefferson Road  
P.O. Box 902  
Whippany, New Jersey 07981

**Re:** Marietta City School District (BEN 130075)  
SEOVEC Spin # 143022774  
Form 471 Application #749368  
FRN # 2024511  
Funding Year 2010

To Whom It May Concern:

This letter is an appeal of the Funding Commitment Decision Letter issued 16 November 2010 for:

Marietta City School District (BEN 130075)  
SEOVEC Spin # 143022774  
Form 471 Application #749368  
FRN # 2024511  
Funding Year 2010

The funding Commitment Decision Explanation states that the "FRN was modified from \$37,551.84 to \$43,371.11 to agree with the applicant documentation." The reason for the appeal is that the FRN should have been modified to reflect the contract entered into pursuant to Form 470 # 639020000632393. Attached is the Exhibit B of the contract that was entered into pursuant Form 470 # 639020000632393 for funding year 2010. As the attached Exhibit B shows, the undiscounted amount for eligible services was \$77,042.00. We respectfully request, therefore, that the Funding Commitment Decision #2024511 be modified to reflect a prediscouted eligible service amount of \$77, 042.00 with a 63% discount for a Funding Commitment of \$48,536.46.

If you have any questions about this appeal please feel free to contact me at (740) 374-6500 ext. 18.

Sincerely,

Matt Reed  
Treasurer/CFO

.  
Attachments

cc: Rob Lindsey SEOVEC  
Mark J. Palchick Womble Carlyle Sandridge & Rice.

## EXHIBIT B

### Proposed Charges, Fiscal Year 2011 Agreement MA-2010/11

Charges for services as contained in this Exhibit apply to Fiscal Year 2011 (July 1, 2010 through June 30, 2011). Charges for succeeding years within the term of the Agreement are determined on an annual basis and are limited by the terms and conditions within the Agreement.

For each location served, regardless of the number of physical structures or logical "buildings" as defined by the Ohio Department of Education, COG-SEOVEC will charge an annual Service Fee. The Service Fee is determined by the bandwidth provided to the location: locations provided up to 2 megabits of bandwidth are classified as Tier 1 service; locations provided over 2 megabits of bandwidth are classified as Tier 2 service. In addition to the Service Fee, COG-SEOVEC will charge a separate Transport Fee for the costs associated with connecting the service location to the COG-SEOVEC Center.

Tier 1 service is provided for an annual fee of \$4,912.00; Tier 2 service is provided for an annual fee of \$6,227.00.

The Transport Fee is based on the actual costs associated with providing the connection between the service location and the COG-SEOVEC Center. This connection may be provided by a telecommunication provider, cable company, private vendor or through other means; no specific technology or platform is implied in this Proposal.

A summary of the proposed costs is outlined below. The Transport Fee quoted is for the bandwidth as outlined in the Form 470 posting (or associated RFP); options for additional bandwidth are noted following the summary.

Location	Service Fee	Bandwidth	Transport Fee	Total Location Cost
HS/Administration Campus	6,227.00	20 mb	20,640.00 **	26,867.00
Middle School	6,227.00	10 mb	9,000.00	15,227.00
Putnum Elementary	4,912.00	1.5 mb	4,800.00	9,712.00
Harmer Elementary	4,912.00	2.0 mb	3,500.00	8,412.00
Phillips Elementary	4,912.00	2.0 mb	3,500.00	8,412.00
Washington Elementary	4,912.00	2.0 mb	3,500.00	8,412.00
Total Annual Cost:	32,102.00		44,940.00	77,042.00

\*\* Includes NEB service option

The above costs assume a full year of service and include all charges for installation and maintenance of service. Modifications to proposed locations and/or service levels may incur additional charges and will be pro-rated over the service period. \* The 20 mb at the HS is shared bandwidth with the MS and its connections to Harmer, Phillips and Washington elementaries.

(Continued on next page)

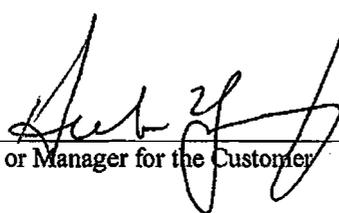
**Exhibit B**  
**Agreement MA-2010/11**  
**Page 2**

Optional services available at additional cost when purchased with Internet Access Service:

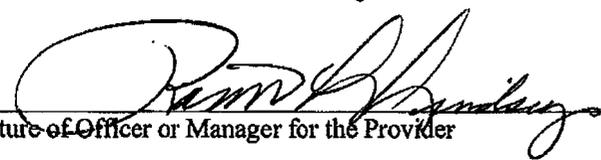
Location	Content (1)	NAC (2)	Protocol (3)	NEB (4)
HS/Administration Campus	Yes		Yes	Yes
Middle School	Yes			
Putnum Elementary	Yes			
Harmer Elementary	Yes			
Phillips Elementary	Yes			
Washington Elementary	Yes			

1. Content Filtering: Indicate 'Yes' or 'No' if filtering is elected for each location; cost is \$300.00 per location
2. NAC: Indicate 'Yes' or 'No' if Network Access Control is elected for each location; cost is \$425.00 per location for the service, but requires an additional purchase of on-site hardware for full implementation (separate quote provided upon request)
3. Protocol: Indicate 'Yes' or 'No' if protocol monitoring and priority allocation is elected for each location; cost is \$500.00 per location
4. NEB: Indicate 'Yes' or 'No' if Non-guaranteed Extended Bandwidth is elected for each location; cost is \$2,400.00 per location

\_\_\_\_\_ On-site LAN diagnostic services are available at a cost of \$250.00 for 10 hours. Indicate here the number of blocks of pre-purchased service time that are to be included with this Agreement for the current year.

  
 \_\_\_\_\_  
 Signature of Officer or Manager for the Customer

\_\_\_\_\_  
 1/4/2010  
 Date

  
 \_\_\_\_\_  
 Signature of Officer or Manager for the Provider

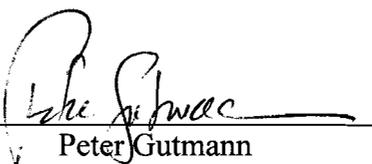
\_\_\_\_\_  
 1/4/2010  
 Date

## CERTIFICATE OF SERVICE

Peter Gutmann hereby declares that copies of the foregoing request for review were delivered by hand or by U.S. mail, this day, May 9, 2011, to the following, as required by section 54.721(c) of the Commission's rules:

David Capozzi  
Acting General Counsel  
Universal Service Administrative Company  
2000 L Street, N.W., Suite 200  
Washington, D.C. 20036

Letter of Appeal  
Schools and Libraries Division – Correspondence Unit  
100 S. Jefferson Rd  
P.O. Box 902  
Whippany, NJ 07981

  
Peter Gutmann