

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of)

**Request for Review of Decisions of the
Universal Service Administrator**)

**St. Barnabas High School
Bronx, New York**)

CC Docket No. 02-6

File Nos. SLD File No. 616198 (FY 2008)

**FRNs 1697023, 1697063,
1697117, 1697175,
1697198, 1697213,
1697241 and 1697269**

To: Chief, Wireline Competition Bureau

CONSOLIDATED REQUEST FOR REVIEW

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Dated: December 14, 2011

TABLE OF CONTENTS

SUMMARYi

I. STATEMENT OF THE SCHOOL’S INTEREST IN THE REQUEST2

II. KEY BACKGROUND FACTS.....3

A. St. Barnabas High School3

B. St. Barnabas and E-Rate Program.....4

C. The FY 2008 Form 471 and Funding Commitment.....4

D. The Post-Disbursement USAC Review and The COMADs.....5

III. STANDARD OF REVIEW7

IV. ARGUMENT8

A. The Circumstances Justify A Waiver of the Commission’s Record-Keeping Rules.....8

V. CONCLUSION AND REQUEST FOR RELIEF12

SUMMARY

This request relates to four (4) Notification of Commitment Adjustment Letters (“COMADs”) served on St. Barnabas High School (“St. Barnabas” or “School”), a Catholic girls’ high school in the Bronx, New York, relating to Funding Year (“FY”) 2008. The School, which had no E-Rate Program consultant or expert and three different principals since FY 2005, was, despite a diligent search by the current principal, unable to produce copies of surveys supporting its certified Form 471 discount calculation. As a result, USAC retroactively reduced the discount rate for all Priority 2 funding and some Priority 1 funding for FY 2008 to 20% and commenced recovery procedures (i.e., COMADs) in October of 2011.

St. Barnabas respectfully submits that the totality of the circumstances in this case justify a waiver of the procedural 5-year document retention rule and rescission of the COMADs. There is no evidence of any intent to defraud or abuse the E-Rate Program. The requirement for recovery of these funds, which were properly expended in accordance with USAC’s approval, would only work a hardship on the School and under the circumstances would not serve the fundamental purposes of the E-Rate Program. The COMADS should be rescinded.

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To: Chief, Wireline Competition Bureau

CONSOLIDATED REQUEST FOR REVIEW

St. Barnabas High School (“St. Barnabas” or the “School”), acting through counsel and pursuant to and in accordance with Sections 54.719-54.721 of the Federal Communication Commission’s (“FCC” or “Commission”) rules, hereby requests the review of four (4) Notification of Commitment Adjustment Letters issued by the Universal Service Administrative Company (“USAC”) as administrator of the E-Rate Program, all relating to Funding Year (“FY”) 2008.¹ St. Barnabas respectfully submits that it made a good faith effort to comply with the Commission’s rules and under the circumstances there is good cause for the Commission to waive the procedural record-keeping requirement which USAC cites as grounds for now seeking to recover previously-approved E-Rate Program support. The COMADS should be rescinded.

¹Notification of Commitment Adjustment Letters, all dated October 19, 2011, Funding Year 2008, attached as Exhibits 1-4 (collectively “COMADS”). This Consolidated Request For Review (“Request”) is timely filed in accordance with Sections 54.720 and 1.4 of the Commission’s Rules within 60 days of the issuance of each of the individual COMADS.

More specifically, the COMADs relate to the following eight (8) Funding Request Numbers (“FRNs”) approved by USAC for FY 2008 (amounts sought to be recovered or amount of commitment adjustment after = sign) for Telecommunications, Internet Access, Internal Connections (“IC”) and Basic Maintenance of Internal Connections (“BMIC”) as indicated:

1. FRN 1697023 (Telecomm Services) = \$1,896.05
2. FRN 1697063 (Internet Access) = \$8,064.00
3. FRN 1697117 (BMIC) = \$25,450.06
4. FRN 1697175 (BMIC) = \$7,118.93
5. FRN 1697198 (BMIC) = \$1,439.96
6. FRN 1697213 (BMIC) = \$2,644.16
7. FRN 1697241 (IC) = \$11,340.00
8. FRN 1697269 (IC) = \$16,380.00

The amounts listed reflect the amounts approved by USAC and then disbursed in accordance with USAC’s approval, except in the case of (a) FRN 1697023, for which the amount sought to be recovered is the difference between an adjusted support amount (\$541.73) and the amount originally approved and disbursed (\$2,437.78) and (b) FRN 1697063, in which case the original commitment amount (\$10,368.00) was reduced (by \$8,064.00 to \$2,304.00), but no support in any amount was disbursed. The total amount of previously-approved and expended funds sought to be recovered under all the FRNs is \$66,269.16.

I. STATEMENT OF THE SCHOOL’S INTEREST IN THE REQUEST

St. Barnabas has standing to file this Request because Section 54.719(c) of the Commission’s rules provides that, “[a]ny person aggrieved by an action taken by a division of

the Administrator . . . may seek review from the Federal Communications Commission.”² In this case, the School is directly aggrieved by USAC’s COMADs, which seek to recover previously-approved and disbursed E-Rate Program funds for FY 2008 in the total amount of \$66,269.16.

II. KEY BACKGROUND FACTS

A. St. Barnabas High School

St. Barnabas High School is a college preparatory Catholic High School for young women, founded in 1924, and under the aegis of St. Barnabas Parish and the Archdiocese of New York. The School is situated in the Woodlawn section of the Bronx, and services a multicultural population of students from low- and lower-middle income families from the adjacent communities.³

St. Barnabas is a tuition-based school, and the School’s operating income and expenses are directly contingent upon student enrollment. The School’s current student population is 229 students. The population has fluctuated over the years since FY 2005 and the School’s student capacity is approximately 400 students. The decline in student population has caused a significant financial strain on the School. Moreover, many students at St. Barnabas receive scholarships and financial aid in order to be able to complete their education. These support funds are only available as a result of generous gifts from alumnae and private donors.

The School offers a lunch program for its students. Participation in the lunch program is optional, and at low cost to students. The School offers a similar program for breakfast. The School uses the National School Lunch Program eligibility guidelines in calculating E-Rate Program discount rates.

² 47 C.F.R. § 54.719(c).

³ St. Barnabas is accredited by The University of the State of New York and The Middle States Association of Colleges and Secondary Schools and offers students a broad array of academic courses and extracurricular activities.

B. St. Barnabas and E-Rate Program

Although St. Barnabas started participating in the E-Rate Program in 1998, throughout that participation E-Rate Program matters have been handled on a part-time basis by the principal or a designated teacher.

The School has no external E-Rate Program consultant or internal full-time E-Rate Program staff and did not for FY 2008. As in the case of many smaller or individual schools, E-Rate Program duties have traditionally been an additional assignment along with teaching or other administrative responsibilities. During St. Barnabas' participation there also have been turnovers in key personnel as well. Since 2005 there have been three different principals at the School dealing with E-Rate matters. The principal of the School during the FY 2008 application process and leading up to the beginning of the FY was Mr. Michael Musante, who had assumed that position in the summer of 2006. He was the contact person listed on the relevant FCC Forms 470 and 471. Mr. Musante departed St. Barnabas in March of 2008 before the FY began and was replaced in July of that year by the current principal, Sister Joan Faraone, RJM.

It has been the consistent practice of St. Barnabas to conduct surveys of the School families each year as a basis for its applications for E-Rate Program support. The support received from the E-Rate Program has been and remains critical to the School's ability to provide the students with in-school Internet Access and the enhanced learning opportunities that such access affords.

C. The FY 2008 Form 471 and Funding Commitment

St. Barnabas submitted the relevant FCC Form 471 to USAC on or about January 30, 2008. The Form 471 was certified by then principal Mr. Michael Musante. It included data that

supported a discount eligibility calculation of ninety percent (90%).⁴ USAC issued its Funding Commitment Decision Letter on July 16, 2008, approving the funding as requested with a ninety percent (90%) discount rate as the “Discount Percentage Approved by the USAC.”⁵ The authorized E-Rate Program support was as requested under the FRNs and was disbursed and used in accordance with the USAC approvals.

D. The Post-Disbursement USAC Review and The COMADs

Two and a half years after the USAC approval of FY 2008 support, in October of 2010, USAC now requested information concerning the mechanism that was used to determine the School’s discount percentage for FY 2008. The current principal of the School, Sister Joan Faraone, reported to USAC on October 14, 2010, that for FY 2008 surveys were distributed to families using Federal Poverty levels.⁶

After further correspondence with USAC ending in May of 2011, on October 19, 2011, respectively, USAC issued the COMADs covering the eight (8) FRNs for FY 2008. The COMADs seek collectively to recover all funds disbursed under the FRNs totaling \$66,269.16.

USAC’s Funding Commitment Adjustment Explanations (“Explanation”) for FRNs 1697117, 1697269, 1697175, 1607198, 1697213, and 1697241 was as follows:

After a thorough review, it was determined that the funding commitment for this request must be rescinded in full. On the original Form 471, the applicant was approved at a 90 percent discount. FCC rules indicate that the level of poverty shall be measured by the percentage of the student enrollment that is

⁴ See Exhibit 5. There is no indication in the School’s files that in the normal post-application review that USAC questioned the School’s calculations.

⁵ See Exhibit 6.

⁶ Sister Joan had previously provided copies of surveys dated starting in March of 2008. See Exhibit 7 for sample. However, USAC later indicated that because of the apparent date of the surveys, starting in March of 2008, they could not be relied upon in support of the School’s FY 2008 application.

eligible for a free or reduced price lunch under the national school lunch program or a federally-approved alternative mechanism. During the review, the applicant indicated the survey documentation used to determine the requested discount percentage was not kept on file. FCC rules require schools and libraries as well as service providers to retain all documents related to the application for, receipt of, and delivery of discounted telecommunications and other supported services for at least five years after the last day of service delivered in a particular Funding Year and to produce such records upon a request of an auditor or other authorized representative. Since the surveys used to determine the discount percentage were not kept on file, the missing surveys are considered as children not eligible for free or reduced lunch. Therefore, it was determined that the applicant is eligible to receive a 20 percent discount. This determination was based on the minimum discount for an urban entity. In addition, FCC rules state that internal connections are given second priority and, when demand for discounts for basic maintenance of internal connections exceed available support, funding should be awarded first to applicants eligible for 90% discount level and then at each descending single discount percentage level until funds are depleted. Since your FY 2008 request for funding was for basic maintenance of internal connections and adjusted to 20%, and taking onto account a fact that there were not sufficient funds for FY 2008 to provide basic maintenance of internal connections to applicants at your discount rate, your funding commitment has been rescinded in full and USAC will seek recovery of any improperly disbursed funds from the applicant.”

The Explanations relating to FRNs 1697023 and 1697063 was based on the same principle, but the COMADs did not seek recovery of the entire amount approved and/or disbursed because these FRNs involved Priority 1 services and even at twenty percent (20%) discount, the School would be entitled to some support. These Explanations read as follows:

After a thorough review, it was determined that the funding commitment for this request must be reduced by \$1,896.05[FRN 1697023] \$8,064.00[FRN 1697063]. On the original Form 471, the applicant was approved at a 90 percent discount. FCC rules indicate that the level of poverty shall be measured by the percentage of the student enrollment that is eligible for a free or reduced price lunch under the national school lunch program or a federally-approved alternative mechanism. During the review, the applicant indicated that the survey documentation used to determine the requested discount was not kept on file. FCC rules

require schools and libraries as well as service providers to retain all documents related to the application for, receipt of, and delivery of discounted telecommunications and other supported services for at least 5 years after the last day of service delivered in a particular Funding Year and to produce such records upon a request of an auditor or other authorized representative. Since the surveys used to determine the discount percentage were not kept on file, the missing surveys are considered as children not eligible for free or reduced price lunch. Therefore, it was determined that the applicant is eligible to receive a 20 percent discount. This determination was based on the minimum discount for an urban entity. Accordingly, the commitment has been reduced by \$1,896.05[FRN 1697023] \$8064.00[FRN 1697063]. (pre-discount commitment amount* (discount percentage approved on the Form 471 less the discount rate the applicant is actually eligible to receive) and if recovery is required, USAC will seek recovery from the applicant.

III. STANDARD OF REVIEW

USAC's authority to administer the E-Rate Program is limited to implementing and applying the Commission's rules and the Commission's interpretations of those rules as found in agency adjudications.⁷ USAC is not empowered to make policy, interpret any unclear rule promulgated by the Commission,⁸ or to create the equivalent of new guidelines.⁹ USAC is responsible for "administering the universal support mechanisms in an efficient, effective, and competitively neutral manner."¹⁰ The Commission's review of the COMADs is *de novo*, without being bound by any findings or conclusions of USAC.¹¹

⁷ 47 C.F.R. § 54.702(c).

⁸ *Id.*

⁹ *Changes to the Board of Directors of the Nat'l Exchange Carrier Ass'n, Inc., Third Report and Order*, 13 FCC Rcd 25058, 25066-67 (1998).

¹⁰ 47 C.F.R. § 54.701(a).

¹¹ 47 C.F.R. § 54.723.

IV. ARGUMENT

A. The Circumstances Justify A Waiver of the Commission's Record-Keeping Rules

St. Barnabas respectfully submits that the totality of the circumstances justify a waiver of the Commission's rule that USAC relies upon in seeking recovery of previously-approved and used E-Rate Program funds – namely the requirement to retain and be able to produce certain documents for at least 5 years after the last day of service delivered in a particular funding year.¹² In this case, requiring recovery would impose a decided hardship on the School and there is no evidence of any waste, abuse or intent to defraud the E-Rate Program. USAC does not allege any.

The Commission's rules allow for the waiver of a Commission rule "for good cause shown."¹³ The FCC has articulated the following guidance for determining whether a waiver is appropriate:

A rule may be waived where the particular facts make strict compliance inconsistent with the public interest. In addition, the Commission may take into account considerations of hardship, equity, or more effective implementation of overall policy on an individual basis. In sum, waiver is appropriate if special circumstances warrant a deviation from the general rule, and such deviation would better serve the public interest than strict adherence to the general rule.¹⁴

In granting such waivers, the Commission has noted that, like the situation with St. Barnabas, those responsible for understanding and complying with the E-Rate Program rules at

¹² 47 C.F.R. § 54.516(a)(1).

¹³ 47 C.F.R. §1.3.

¹⁴ *Requests for Review of Decisions of the Universal Service Administrator by Richmond County School District*, Order, 21 FCC Rcd 6570, 6572, ¶5 (2006) (internal references omitted) (citing *Northeast Cellular Tel. Co. v. FCC*, 897 F.2d 1164, 1166 (D.C. Cir. 1990) and *WAIT Radio v. FCC*, 418 F.2d 1153, 1157 (D.C. Cir. 1969), *aff'd*, 459 F.2d 1203 (D.C. Cir. 1972)).

individual schools or small school districts are not federal grants program experts. On more than one occasion the Commission has granted waivers for good cause, noting that:

[T]he primary jobs of most of the people filling out these forms include school administrators, technology coordinators and teachers, as opposed to positions dedicated to pursuing federal grants, especially in small school districts. Even when a school official has learned how to correctly navigate the application process, unexpected illnesses or other family emergencies can result in the only official who knows the process being unavailable to complete the application on time.... Notably, at this time, there is no evidence of waste, fraud or abuse, misuse of funds, or a failure to adhere to core program requirements. Furthermore, we find that denial of funding in these cases would inflict undue hardship on the applicants.¹⁵

St. Barnabas is a single school where among the duties of the principal was service as the E-Rate Program contact person. There were no resources for a dedicated full-time E-Rate staff person. Such limited staffing and resources have also been noted as grounds for waiver of the Commission's rules in certain circumstances.¹⁶ So has staff turnover and as noted above there have been three principals at St. Barnabas since FY 2005.¹⁷

Under such circumstances the formal and detailed record-retention requirements that were the basis for the COMADs logically were less familiar to St. Barnabas, particularly when

¹⁵ *Request for Review of the Decision of the Universal Service Administrator by Bishop Perry Middle School, et al.*, Order, 21 FCC Rcd 5316,5323, ¶14 (2006); *see also Request for Waiver and Review of Decisions of the Universal Service Administrator by Academy of Math and Science*, Order, 25 FCC Rcd 9256, 9260, ¶9 (2010); *Request for Waiver of Decisions of the Universal Service Administrator by Children of Peace School*, Order, 25 FCC Rcd 5492, 5495-96, ¶7 (Wireline Compet. Bur. 2010); *Request for Review of Decision of the Universal Service Administrator by Hazelwood School District*, Order, 24 FCC Rcd 12698, 12700, ¶5 (Telecom. Access Policy Div. 2009).

¹⁶ *See Request For Waiver of Form 470 Requirements re: Voluntary Contract Extension Designation by California State E-Rate Coordinator*, Order, 25 FCC Rcd 16119, 11621, ¶5 (Telecom. Access Pol. Div. 2010).

¹⁷ *See Requests for Review of Decisions of the Universal Service Administrator by Alton Community Unit School District 11*, Order, 25FCC Rcd 7089,7091-92, ¶5 (Wireline Compet. Bur. 2010).

there had been a relatively recent change in principals leading up to the Funding Year in question.¹⁸ The Commission also has taken into consideration such circumstances in granting waivers of its rules.¹⁹

Prior to approving the funding, USAC presumably assessed the justification for the School seeking a ninety percent (90%) discount rate. Then it issued the FCDL. That may have been based in part on the fact that the School, through Mr. Musante, in the previous August responded forthrightly to USAC's inquiries about discount calculations, ultimately indicating in August of 2007 that the surveys were retained.²⁰ USAC went ahead and found the information provided by Mr. Musante to be sufficiently credible to justify grant of the application at the ninety percent (90%) discount level.²¹ Now, some years later, with Mr. Musante gone and the surveys unfortunately unlocatable by his successor, USAC is reversing field and, in effect, using information that it once relied upon as a basis for granting the application to effectively retroactively deny it. St. Barnabas respectfully submits that under the circumstances the equities do not justify such a reversal.

St. Barnabas acknowledges that the five-year document retention rule was in effect in FY 2008. But rigid adherence in this case will not serve the public interest or the purpose of the E-

¹⁸ See *Request for Review of Decision of the Universal Service Administrator by Keyport School District*, Order, 24 FCC Rcd 12702, 12705, ¶8 (Telecom. Access Pol. Div. 2009) (“[P]rior to funding year 2005, the Commission had not adopted rules describing the types of documents E-rate program participants were required to keep....”).

¹⁹ *Requests for Review of the Universal Service Administrator by West Virginia Dept. of Education*, Order, 26 FCC Rcd 14306, 14307 ¶4 (Telecom. Access Pol. Div. 2011).

²⁰ See Exhibit 8.

²¹ Certainly USAC could have alerted the School at the time to retain the surveys for 5 years. In other contexts involving surveys the Commission has warned USAC that defects in the survey process should be pointed out when encountered and not ignored and then used as a pretext for denying funding. See *Request for Review of Decision of the Universal Service Administrator by Academia Claret*, Order, 21 FCC Rcd 10703, 10709, ¶14 (Wireline Compet. Bur. 2006).

Rate Program. There is no evidence that St. Barnabas' inability, through yet another School administration, over two years after the end of the Funding Year, to produce properly-timed surveys relating to FY 2008 is based on any effort or intent to defraud or abuse the E-Rate program.²² There is no evidence of any waste or misuse of the E-Rate Program support funds that were provided. They were used in accordance with the approval granted. Such circumstances further support the grant of a waiver.²³

Finally, the Commission may also take into consideration "hardship, equity, or more effective implementation of overall policy on an individual basis."²⁴ There are no funds in the St. Barnabas budget to repay these funds.²⁵ Requiring repayment would impose a distinct

²² It is also entirely appropriate for the Commission to consider the passage of time as part of the circumstances justifying a waiver. The Commission has recognized that with the passage of time the ability of applicants to effectively respond to allegations of rule violations can be substantially affected. *See Request for Review of the Decision of the Universal Service Administrator by Academy of Careers and Technology*, Order, 21 FCC Rcd 5348, 5351-52, ¶8, n. 20 (2006).

²³ Where there is no evidence of any intent to defraud or misuse the funds of the E-Rate program and in such circumstances, when combined with the other factual circumstances, there is not grounds to justify the harsh penalty of a denial of these funds. *See generally Request for Waiver of the Decision of the Universal Services Administrator by Barberton City School et al.*, Order, 23 FCC Rcd 15526, 15530, ¶7 (Telecom. Access Pol. Div. 2008).

²⁴ *Request for Waiver of the Decision of the Universal Service Administrator by Owensboro Public Schools, Owensboro, Kentucky*, Order, 21 FCC Rcd 10047, ¶5 (2006) *See generally See Request for Review of Decision of the Universal Service Administrator by Radford City Schools*, Order, 23 FCC Rcd 15451, 15453, ¶4 (Telecom. Access Pol. Div. 2008); *Requests for Review of Decisions of the Universal Service Administrator by Approach Learning and Assessment Centers et al.*, Order, 23 FCC Rcd 15510, 15513-14, ¶8 (Telecom. Access Pol. Div. 2008).

²⁵ Furthermore, St. Barnabas respectfully submits that it is inequitable for USAC to assume, based on the inability to produce, many years later, copies of the FY 2008-related surveys, that there are less than 1 percent of the students who qualify for the NSLP and thus to require, in all instances but FRNs 1697023 and 1697063, recovery of 100% of the funds disbursed. *See generally Request for Review of Decision of the Universal Service Administrator by Approach Learning and Assessment Centers*, Order, 23 FCC Rcd 15510, 15513-14, ¶8 (Telecom Access Pol. Div. 2008) (Inequitable not to provide relief).

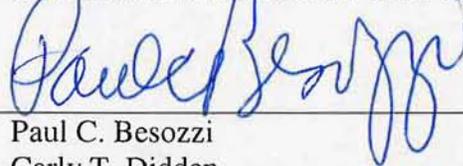
hardship on the School and very likely lead to the deprivation of current students of access to services previously supported by the E-Rate Program.

V. CONCLUSION AND REQUEST FOR RELIEF

There is no evidence of waste, fraud, or abuse, or failure to comply with the core program requirements. The approved E-Rate Program funds have long been disbursed and put to good use by the School in providing much needed services to its students. Record-keeping mistakes should be considered procedural in nature and not a justification for reaching back multiple years to require repayment in circumstances where the School has made a good faith effort to comply with the Commission's rules. Imposing such a draconian penalty would work a distinct hardship and the equities here do not support USAC's action. For all of the foregoing reasons, St. Barnabas respectfully submits that the Commission should waive the failure of St. Barnabas to be able to produce the surveys for FY 2008 and direct that the COMADs be rescinded.

Respectfully submitted,

ST. BARNABAS HIGH SCHOOL



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718-325-8800

Dated: December 14, 2011

EXHIBIT 1



Schools and Libraries Division

Notification of Commitment Adjustment Letter

Funding Year 2008: July 1, 2008 - June 30, 2009

October 19, 2011

Michael Musante
ST BARNABAS HIGH SCHOOL
245 E. 21ST STREET
BRONX, NY 10470 1709

Re: Form 471 Application Number: 616198
Funding Year: 2008
Applicant's Form Identifier: BARNEY08
Billed Entity Number: 10729
FCC Registration Number: 0013306816
SVIN: 143005216
Service Provider Name: All County Business Machines Corporation
Service Provider Contact Person: Donald Gallant

Our routine review of Schools and Libraries Program (Program) funding commitments has revealed certain applications where funds were committed in violation of Program rules.

In order to be sure that no funds are used in violation of Program rules, the Universal Service Administrative Company (USAC) must now adjust your overall funding commitment. The purpose of this letter is to make the required adjustments to your funding commitment, and to give you an opportunity to appeal this decision. USAC has determined the applicant is responsible for all or some of the violations. Therefore, the applicant is responsible to repay all or some of the funds disbursed in error (if any).

This is NOT a bill. If recovery of disbursed funds is required, the next step in the recovery process is for USAC to issue you a Demand Payment Letter. The balance of the debt will be due within 30 days of that letter. Failure to pay the debt within 30 days from the date of the Demand Payment Letter could result in interest, late payment fees, administrative charges and implementation of the "Red Light Rule." The FCC's Red Light Rule requires USAC to dismiss pending FCC Form 471 applications if the entity responsible for paying the outstanding debt has not paid the debt, or otherwise made satisfactory arrangements to pay the debt within 30 days of the notice provided by USAC. For more information on the Red Light Rule, please see "Red Light Frequently Asked Questions (FAQs)" posted on the FCC website at http://www.fcc.gov/debt_collection/faq.html.

Schools and Libraries Division - Correspondence Unit
100 South Jefferson Road, P.O. Box 902, Whippany, NJ 07981
Visit us online at: www.usac.org/sl

TO APPEAL THIS DECISION:

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

If you wish to appeal the Commitment Adjustment Decision indicated in this letter to USAC your appeal must be received 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 email address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify the date of the Notification of Commitment Adjustment Letter and the Funding Request Number(s) (FRN) you are appealing. Your letter of appeal must include the
 - Billed Entity Name,
 - Form 471 Application Number,
 - Billed Entity Number, and
 - FCC Registration Number (FCC RN) from the top of your letter.
3. When explaining your appeal, copy the language or text from the Notification of Commitment Adjustment Letter that is the subject of your appeal to allow USAC to more readily understand your appeal and respond appropriately. 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 an applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are a 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 us on paper, send your appeal to:

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

For more information on submitting an appeal to USAC, please see the "Appeals Procedure" posted on our website.

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 on 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.

FUNDING COMMITMENT ADJUSTMENT REPORT

On the pages following this letter, we have provided a Funding Commitment Adjustment Report (Report) for the Form 471 application cited above. The enclosed Report includes the Funding Request Number(s) from your application for which adjustments are necessary. See the "Guide to USAC Letter Reports" posted at <http://usac.org/sl/tools/reference/guide-usac-letter-reports.aspx> for more information on each of the fields in the Report. USAC is also sending this information to your service provider(s) for informational purposes. If USAC has determined the service provider is also responsible for any rule violation on the FRN(s), a separate letter will be sent to the service provider detailing the necessary service provider action.

Note that if the Funds Disbursed to Date amount is less than the Adjusted Funding Commitment amount, USAC will continue to process properly filed invoices up to the Adjusted Funding Commitment amount. Review the Funding Commitment Adjustment Explanation in the attached Report for an explanation of the reduction to the commitment(s). Please ensure that any invoices that you or your service provider(s) submits to USAC are consistent with Program rules as indicated in the Funding Commitment Adjustment Explanation. If the Funds Disbursed to Date amount exceeds your Adjusted Funding Commitment amount, USAC will have to recover some or all of the disbursed funds. The Report explains the exact amount (if any) the applicant is responsible for repaying.

Schools and Libraries Division
Universal Services Administrative Company

cc: Donald Gallant
All County Business Machines Corporation

Funding Commitment Adjustment Report for
Form 471 Application Number: 616198

Funding Request Number: 1697117
Services Ordered: INTERNAL CONNECTIONS MNT
SPIN: 143005216
Service Provider Name: All County Business Machines Corporati
Contract Number: CO-512202-08
Billing Account Number: N/A
Site Identifier: 10729
Original Funding Commitment: \$26,450.06
Commitment Adjustment Amount: \$26,450.06
Adjusted Funding Commitment: \$0.00
Funds Disbursed to Date: \$26,450.06
Funds to be Recovered from Applicant: \$26,450.06
Funding Commitment Adjustment Explanation:

After a thorough review, it was determined that the funding commitment for this request must be rescinded in full. On the original Form 471, the applicant was approved at a 90 percent discount. FCC rules indicate that the level of poverty shall be measured by the percentage of the student enrollment that is eligible for a free or reduced price lunch under the national school lunch program or a federally-approved alternative mechanism. During review, the applicant indicated the survey documentation used to determine the requested discount percentage was not kept on file. FCC rules require schools and libraries as well as service providers to retain all documents related to the application for, receipt of, and delivery of discounted telecommunications and other supported services for at least five years after the last day of service delivered in a particular Funding Year and to produce such records upon a request of an auditor or other authorized representative. Since the surveys used to determine the discount percentage were not kept on file, the missing surveys are considered as children not eligible for free or reduced lunch. Therefore, it was determined that the applicant is eligible to receive a 20 percent discount. This determination was based on the minimum discount for an urban entity. In addition, FCC rules state that internal connections are given second priority and, when demand for discounts for basic maintenance of internal connections exceeds available support, funding should be awarded first to applicants eligible for 90% discount level and then at each descending single discount percentage level until funds are depleted. Since your FY 2008 request for funding was for basic maintenance of internal connections and adjusted to 20%, and taking into account a fact that there were not sufficient funds for FY 2008 to provide basic maintenance of internal connections to applicants at your discount rate, your funding commitment has been rescinded in full and USAC will seek recovery of any improperly disbursed funds from the applicant.

EXHIBIT 2



Universal Service Administrative Company

Schools and Libraries Division

Notification of Commitment Adjustment Letter

Funding Year 2008: July 1, 2008 - June 30, 2009

October 19, 2011

Michael Musante
ST BARNABAS HIGH SCHOOL
245 N. 21ST STREET
BRONX, NY 10470 1709

Re: Form 471 Application Number:	616198
Funding Year:	2008
Applicant's Form Identifier:	BARNBY08
Billed Entity Number:	10729
FCC Registration Number:	0013306816
SPIN:	143005216
Service Provider Name:	All County Business Machines Corporation
Service Provider Contact Person:	Donald Gallant

Our routine review of Schools and Libraries Program (Program) funding commitments has revealed certain applications where funds were committed in violation of Program rules.

In order to be sure that no funds are used in violation of Program rules, the Universal Service Administrative Company (USAC) must now adjust your overall funding commitment. The purpose of this letter is to make the required adjustments to your funding commitment, and to give you an opportunity to appeal this decision. USAC has determined the applicant is responsible for all or some of the violations. Therefore, the applicant is responsible to repay all or some of the funds disbursed in error (if any).

This is NOT a bill. If recovery of disbursed funds is required, the next step in the recovery process is for USAC to issue you a Demand Payment Letter. The balance of the debt will be due within 30 days of that letter. Failure to pay the debt within 30 days from the date of the Demand Payment Letter could result in interest, late payment fees, administrative charges and implementation of the "Red Light Rule." The FCC's Red Light Rule requires USAC to dismiss pending FCC Form 471 applications if the entity responsible for paying the outstanding debt has not paid the debt, or otherwise made satisfactory arrangements to pay the debt within 30 days of the notice provided by USAC. For more information on the Red Light Rule, please see "Red Light Frequently Asked Questions (FAQs)" posted on the FCC website at http://www.fcc.gov/debt_collection/faq.html.

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TO APPEAL THIS DECISION:

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

If you wish to appeal the Commitment Adjustment Decision indicated in this letter to USAC your appeal must be received 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 email address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify the date of the Notification of Commitment Adjustment Letter and the Funding Request Number(s) (FRN) you are appealing. Your letter of appeal must include the
 - Billed Entity Name,
 - Form 471 Application Number,
 - Billed Entity Number, and
 - FCC Registration Number (FCC RN) from the top of your letter.
3. When explaining your appeal, copy the language or text from the Notification of Commitment Adjustment Letter that is the subject of your appeal to allow USAC to more readily understand your appeal and respond appropriately. 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 an applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are a 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 us on paper, send your appeal to:

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

For more information on submitting an appeal to USAC, please see the "Appeals Procedure" posted on our website.

If you wish to appeal a decision in this letter to the FCC, you should refer to CC Docket No. 02-8 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 on 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.

FUNDING COMMITMENT ADJUSTMENT REPORT

On the pages following this letter, we have provided a Funding Commitment Adjustment Report (Report) for the Form 471 application cited above. The enclosed Report includes the Funding Request Number(s) from your application for which adjustments are necessary. See the "Guide to USAC Letter Reports" posted at <http://usac.org/s1/tools/reference/guide-usac-letter-reports.aspx> for more information on each of the fields in the Report. USAC is also sending this information to your service provider(s) for informational purposes. If USAC has determined the service provider is also responsible for any rule violation on the FRN(s), a separate letter will be sent to the service provider detailing the necessary service provider action.

Note that if the Funds Disbursed to Date amount is less than the Adjusted Funding Commitment amount, USAC will continue to process properly filed invoices up to the Adjusted Funding Commitment amount. Review the Funding Commitment Adjustment Explanation in the attached Report for an explanation of the reduction to the commitment(s). Please ensure that any invoices that you or your service provider(s) submits to USAC are consistent with Program rules as indicated in the Funding Commitment Adjustment Explanation. If the Funds Disbursed to Date amount exceeds your Adjusted Funding Commitment amount, USAC will have to recover some or all of the disbursed funds. The Report explains the exact amount (if any) the applicant is responsible for repaying.

Schools and Libraries Division
Universal Services Administrative Company

cc: Donald Gallant
All County Business Machines Corporation

Funding Commitment Adjustment Report for
Form 471 Application Number: 616198

Funding Request Number: 1697269
Services Ordered: INTERNAL CONNECTIONS
SPIN: 143005216
Service Provider Name: All County Business Machines Corporati
Contract Number: 3582FY2008-1
Billing Account Number: N/A
Site Identifier: 10729
Original Funding Commitment: \$16,380.00
Commitment Adjustment Amount: \$16,380.00
Adjusted Funding Commitment: \$0.00
Funds Disbursed to Date: \$16,380.00
Funds to be Recovered from Applicant: \$16,380.00
Funding Commitment Adjustment Explanation:

After a thorough review, it was determined that the funding commitment for this request must be rescinded in full. On the original Form 471, the applicant was approved at a 90 percent discount. FCC rules indicate that the level of poverty shall be measured by the percentage of the student enrollment that is eligible for a free or reduced price lunch under the national school lunch program or a federally-approved alternative mechanism. During review, the applicant indicated the survey documentation used to determine the requested discount percentage was not kept on file. FCC rules require schools and libraries as well as service providers to retain all documents related to the application for, receipt of, and delivery of discounted telecommunications and other supported services for at least five years after the last day of service delivered in a particular Funding Year and to produce such records upon a request of an auditor or other authorized representative. Since the surveys used to determine the discount percentage were not kept on file, the missing surveys are considered as children not eligible for free or reduced lunch. Therefore, it was determined that the applicant is eligible to receive a 20 percent discount. This determination was based on the minimum discount for an urban entity. In addition, FCC rules state that internal connections are given second priority and, when demand for discounts for internal connections exceeds available support, funding should be awarded first to applicants eligible for 90% discount level and then at each descending single discount percentage level until funds are depleted. Since your FY 2008 request for funding was for internal connections and adjusted to 20%, and taking into account a fact that there were not sufficient funds for FY 2008 to provide internal connections to applicants at your discount rate, your funding commitment has been rescinded in full and USAC will seek recovery of any improperly disbursed funds from the applicant.

Funding Request Number: 1697175
Services Ordered: INTERNAL CONNECTIONS MNT
SPIN: 143005216
Service Provider Name: All County Business Machines Corporati
Contract Number: CO-7122203-00
Billing Account Number: N/A
Site Identifier: 10729
Original Funding Commitment: \$7,118.93
Commitment Adjustment Amount: \$7,118.93
Adjusted Funding Commitment: \$0.00
Funds Disbursed to Date \$7,118.93
Funds to be Recovered from Applicant: \$7,118.93
Funding Commitment Adjustment Explanation:

After a thorough review, it was determined that the funding commitment for this request must be rescinded in full. On the original Form 471, the applicant was approved at a 90 percent discount. FCC rules indicate that the level of poverty shall be measured by the percentage of the student enrollment that is eligible for a free or reduced price lunch under the national school lunch program or a federally-approved alternative mechanism. During review, the applicant indicated the survey documentation used to determine the requested discount percentage was not kept on file. FCC rules require schools and libraries as well as service providers to retain all documents related to the application for, receipt of, and delivery of discounted telecommunications and other supported services for at least five years after the last day of service delivered in a particular Funding Year and to produce such records upon a request of an auditor or other authorized representative. Since the surveys used to determine the discount percentage were not kept on file, the missing surveys are considered as children not eligible for free or reduced lunch. Therefore, it was determined that the applicant is eligible to receive a 20 percent discount. This determination was based on the minimum discount for an urban entity. In addition, FCC rules state that internal connections are given second priority and, when demand for discounts for basic maintenance of internal connections exceeds available support, funding should be awarded first to applicants eligible for 90% discount level and then at each descending single discount percentage level until funds are depleted. Since your FY 2008 request for funding was for basic maintenance of internal connections and adjusted to 20%, and taking into account a fact that there were not sufficient funds for FY 2008 to provide basic maintenance of internal connections to applicants at your discount rate, your funding commitment has been rescinded in full and USAC will seek recovery of any improperly disbursed funds from the applicant.

Funding Request Number:	1697198
Services Ordered:	INTERNAL CONNECTIONS MNT
SPIN:	143005216
Service Provider Name:	All County Business Machines Corporati
Contract Number:	CO-8192882-08
Billing Account Number:	N/A
Site Identifier:	10729
Original Funding Commitment:	\$1,439.96
Commitment Adjustment Amount:	\$1,439.96
Adjusted Funding Commitment:	\$0.00
Funds Disbursed to Date	\$1,439.96
Funds to be Recovered from Applicant:	\$1,439.96
Funding Commitment Adjustment Explanation:	

After a thorough review, it was determined that the funding commitment for this request must be rescinded in full. On the original Form 471, the applicant was approved at a 90 percent discount. FCC rules indicate that the level of poverty shall be measured by the percentage of the student enrollment that is eligible for a free or reduced price lunch under the national school lunch program or a federally-approved alternative mechanism. During review, the applicant indicated the survey documentation used to determine the requested discount percentage was not kept on file. FCC rules require schools and libraries as well as service providers to retain all documents related to the application for, receipt of, and delivery of discounted telecommunications and other supported services for at least five years after the last day of service delivered in a particular Funding Year and to produce such records upon a request of an auditor or other authorized representative. Since the surveys used to determine the discount percentage were not kept on file, the missing surveys are considered as children not eligible for free or reduced lunch. Therefore, it was determined that the applicant is eligible to receive a 20 percent discount. This determination was based on the minimum discount for an Urban entity. In addition, FCC rules state that internal connections are given second priority and, when demand for discounts for basic maintenance of internal connections exceeds available support, funding should be awarded first to applicants eligible for 90% discount level and then at each descending single discount percentage level until funds are depleted. Since your FY 2008 request for funding was for basic maintenance of internal connections and adjusted to 20%, and taking into account a fact that there were not sufficient funds for FY 2008 to provide basic maintenance of internal connections to applicants at your discount rate, your funding commitment has been rescinded in full and USAC will seek recovery of any improperly disbursed funds from the applicant.

Funding Request Number:	1697213
Services Ordered:	INTERNAL CONNECTIONS MNT
SPIN:	143005216
Service Provider Name:	All County Business Machines Corporati
Contract Number:	CO-5122402-08
Billing Account Number:	N/A
Site Identifier:	10729
Original Funding Commitment:	\$2,644.16
Commitment Adjustment Amount:	\$2,644.16
Adjusted Funding Commitment:	\$0.00
Funds Disbursed to Date	\$2,644.16
Funds to be Recovered from Applicant:	\$2,644.16
Funding Commitment Adjustment Explanation:	

After a thorough review, it was determined that the funding commitment for this request must be rescinded in full. On the original Form 471, the applicant was approved at a 90 percent discount. FCC rules indicate that the level of poverty shall be measured by the percentage of the student enrollment that is eligible for a free or reduced price lunch under the national school lunch program or a federally-approved alternative mechanism. During review, the applicant indicated the survey documentation used to determine the requested discount percentage was not kept on file. FCC rules require schools and libraries as well as service providers to retain all documents related to the application for, receipt of, and delivery of discounted telecommunications and other supported services for at least five years after the last day of service delivered in a particular Funding Year and to produce such records upon a request of an auditor or other authorized representative. Since the surveys used to determine the discount percentage were not kept on file, the missing surveys are considered as children not eligible for free or reduced lunch. Therefore, it was determined that the applicant is eligible to receive a 20 percent discount. This determination was based on the minimum discount for an urban entity. In addition, FCC rules state that internal connections are given second priority and, when demand for discounts for basic maintenance of internal connections exceeds available support, funding should be awarded first to applicants eligible for 90% discount level and then at each descending single discount percentage level until funds are depleted. Since your FY 2008 request for funding was for basic maintenance of internal connections and adjusted to 20%, and taking into account a fact that there were not sufficient funds for FY 2008 to provide basic maintenance of internal connections to applicants, at your discount rate, your funding commitment has been rescinded in full and USAC will seek recovery of any improperly disbursed funds from the applicant.

Funding Request Number:	1697241
Services Ordered:	INTERNAL CONNECTIONS
SPIN:	143005216
Service Provider Name:	All County Business Machines Corporati
Contract Number:	CO-5122201-08
Billing Account Number:	N/A
Site Identifier:	10729
Original Funding Commitment:	\$11,340.00
Commitment Adjustment Amount:	\$11,340.00
Adjusted Funding Commitment:	\$0.00
Funds Disbursed to Date	\$11,340.00
Funds to be Recovered from Applicant:	\$11,340.00
Funding Commitment Adjustment Explanation:	

After a thorough review, it was determined that the funding commitment for this request must be rescinded in full. On the original Form 471, the applicant was approved at a 90 percent discount. FCC rules indicate that the level of poverty shall be measured by the percentage of the student enrollment that is eligible for a free or reduced price lunch under the national school lunch program or a federally-approved alternative mechanism. During review, the applicant indicated the survey documentation used to determine the requested discount percentage was not kept on file. FCC rules require schools and libraries as well as service providers to retain all documents related to the application for, receipt of, and delivery of discounted telecommunications and other supported services for at least five years after the last day of service delivered in a particular Funding Year and to produce such records upon a request of an auditor or other authorized representative. Since the surveys used to determine the discount percentage were not kept on file, the missing surveys are considered as children not eligible for free or reduced lunch. Therefore, it was determined that the applicant is eligible to receive a 20 percent discount. This determination was based on the minimum discount for an urban entity. In addition, FCC rules state that internal connections are given second priority and, when demand for discounts for internal connections exceeds available support, funding should be awarded first to applicants eligible for 90% discount level and then at each descending single discount percentage level until funds are depleted. Since your FY 2008 request for funding was for internal connections and adjusted to 20%, and taking into account a fact that there were not sufficient funds for FY 2008 to provide internal connections to applicants at your discount rate, your funding commitment has been rescinded in full and USAC will seek recovery of any improperly disbursed funds from the applicant.

EXHIBIT 3



Universal Service Administrative Company

Schools and Libraries Division

Notification of Commitment Adjustment Letter

Funding Year 2008: July 1, 2008 - June 30, 2009

October 19, 2011

Michael Miscante
ST BARNABAS HIGH SCHOOL
245 E. 21ST STREET
BRONX, NY 10470 1709

Re: Form 471 Application Number:	616198
Funding Year:	2008
Applicant's Form Identifier:	HARNEY08
Billed Entity Number:	10729
FCC Registration Number:	0013306816
EFIN:	143028495
Service Provider Name:	Vestnat Corp.
Service Provider Contact Person:	Michael Speight

Our routine review of Schools and Libraries Program (Program) funding commitments has revealed certain applications where funds were committed in violation of Program rules.

In order to be sure that no funds are used in violation of Program rules, the Universal Service Administrative Company (USAC) must now adjust your overall funding commitment. The purpose of this letter is to make the required adjustments to your funding commitment, and to give you an opportunity to appeal this decision. USAC has determined the applicant is responsible for all or some of the violations. Therefore, the applicant is responsible to repay all or some of the funds disbursed in error (if any).

This is NOT a bill. If recovery of disbursed funds is required, the next step in the recovery process is for USAC to issue you a Demand Payment Letter. The balance of the debt will be due within 30 days of that letter. Failure to pay the debt within 30 days from the date of the Demand Payment Letter could result in interest, late payment fees, administrative charges and implementation of the "Red Light Rule." The FCC's Red Light Rule requires USAC to dismiss pending FCC Form 471 applications if the entity responsible for paying the outstanding debt has not paid the debt, or otherwise made satisfactory arrangements to pay the debt within 30 days of the notice provided by USAC. For more information on the Red Light Rule, please see "Red Light Frequently Asked Questions (FAQs)" posted on the FCC website at http://www.fcc.gov/debt_collection/faq.html.

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1. Include the name, address, telephone number, fax number, and email address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify the date of the Notification of Commitment Adjustment Letter and the Funding Request Number(s) (FRN) you are appealing. Your letter of appeal must include the
 - Billed Entity Name,
 - Form 471 Application Number,
 - Billed Entity Number, and
 - FCC Registration Number (FCC RN) from the top of your letter.
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5. Provide an authorized signature on your letter of appeal.

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

For more information on submitting an appeal to USAC, please see the "Appeals Procedure" posted on our website.

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 on 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.

FUNDING COMMITMENT ADJUSTMENT REPORT

On the pages following this letter, we have provided a Funding Commitment Adjustment Report (Report) for the Form 471 application cited above. The enclosed Report includes the Funding Request Number(s) from your application for which adjustments are necessary. See the "Guide to USAC Letter Reports" posted at <http://usac.org/sl/tools/reference/guide-usac-letter-reports.aspx> for more information on each of the fields in the Report. USAC is also sending this information to your service provider(s) for informational purposes. If USAC has determined the service provider is also responsible for any rule violation on the FRN(s), a separate letter will be sent to the service provider detailing the necessary service provider action.

Note that if the Funds Disbursed to Date amount is less than the Adjusted Funding Commitment amount, USAC will continue to process properly filed invoices up to the Adjusted Funding Commitment amount. Review the Funding Commitment Adjustment Explanation in the attached Report for an explanation of the reduction to the commitment(s). Please ensure that any invoices that you or your service provider(s) submits to USAC are consistent with Program rules as indicated in the Funding Commitment Adjustment Explanation. If the Funds Disbursed to Date amount exceeds your Adjusted Funding Commitment amount, USAC will have to recover some or all of the disbursed funds. The Report explains the exact amount (if any) the applicant is responsible for repaying.

Schools and Libraries Division
Universal Services Administrative Company

cc: Michael Speight
Vastnet Corp.

Funding Commitment Adjustment Report for
Form 471 Application Number: 616198

Funding Request Number: 1697063
Services Ordered: INTERNET ACCESS
SPIN: 143028495
Service Provider Name: Vastnet Corp.
Contract Number: MTM
Billing Account Number:
Site Identifier: 10729
Original Funding Commitment: \$10,368.00
Commitment Adjustment Amount: \$8,064.00
Adjusted Funding Commitment: \$2,304.00
Funds Disbursed to Date \$0.00
Funds to be Recovered from Applicant: \$0.00
Funding Commitment Adjustment Explanation:

After a thorough review, it was determined that the funding commitment for this request must be reduced by \$8,064.00. On the original Form 471, the applicant was approved at a 90 percent discount. FCC rules indicate that the level of poverty shall be measured by the percentage of the student enrollment that is eligible for a free or reduced price lunch under the national school lunch program or a federally-approved alternative mechanism. During review, the applicant indicated the survey documentation used to determine the requested discount percentage was not kept on file. FCC rules require schools and libraries as well as service providers to retain all documents related to the application for, receipt of, and delivery of discounted telecommunications and other supported services for at least five years after the last day of service delivered in a particular Funding Year and to produce such records upon a request of an auditor or other authorized representative. Since the surveys used to determine the discount percentage were not kept on file, the missing surveys are considered as children not eligible for free or reduced lunch. Therefore, it was determined that the applicant is eligible to receive a 20 percent discount. This determination was based on the minimum discount for an urban entity. Accordingly, the commitment has been reduced by \$8,064.00. ((pre-discount commitment amount*(discount percentage approved on the Form 471 less the discount rate the applicant is actually eligible to receive)) and if recovery is required, USAC will seek recovery from the applicant.

EXHIBIT 4



Schools and Libraries Division

Notification of Commitment Adjustment Letter

Funding Year 2008: July 1, 2008 - June 30, 2009

October 19, 2011

Michael Musante
ST BARNABAS HIGH SCHOOL
245 E. 21ST STREET
BRONX, NY 10470 1709

Re: Form 471 Application Number: 616198
Funding Year: 2008
Applicant's Form Identifier: BARNBY08
Billed Entity Number: 10729
FCC Registration Number: 0013306816
SPIN: 143001359
Service Provider Name: Verizon New York Inc.
Service Provider Contact Person: Robert Kannegiesser

Our routine review of Schools and Libraries Program (Program) funding commitments has revealed certain applications where funds were committed in violation of Program rules.

In order to be sure that no funds are used in violation of Program rules, the Universal Service Administrative Company (USAC) must now adjust your overall funding commitment. The purpose of this letter is to make the required adjustments to your funding commitment, and to give you an opportunity to appeal this decision. USAC has determined the applicant is responsible for all or some of the violations. Therefore, the applicant is responsible to repay all or some of the funds disbursed in error (if any).

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Schools and Libraries Division - Correspondence Unit
100 South Jefferson Road, P.O. Box 902, Whippany, NJ 07981
Visit us online at: www.usac.org/sl

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 - *Billed Entity Name,
 - *Form 471 Application Number,
 - *Billed Entity Number, and
 - *FCC Registration Number (FCC RN) from the top of your letter.
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P. O. Box 902
Whippany, NJ 07981

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Schools and Libraries Division
Universal Services Administrative Company

cc: Robert Kanneleser
Verizon New York Inc.

Funding Commitment Adjustment Report for
Form 471 Application Number: 616198

Funding Request Number: 1697023
Services Ordered: TELCOMM SERVICES
SPIN: 143001359
Service Provider Name: Verizon New York Inc.
Contract Number: MTM
Billing Account Number:
Site Identifier: 10729
Original Funding Commitment: \$2,437.78
Commitment Adjustment Amount: \$1,896.05
Adjusted Funding Commitment: \$541.73
Funds Disbursed to Date \$2,437.78
Funds to be Recovered from Applicant: \$1,896.05
Funding Commitment Adjustment Explanation:

After a thorough review, it was determined that the funding commitment for this request must be reduced by \$1,896.05. On the original Form 471, the applicant was approved at a 90 percent discount. FCC rules indicate that the level of poverty shall be measured by the percentage of the student enrollment that is eligible for a free or reduced price lunch under the national school lunch program or a federally-approved alternative mechanism. During review, the applicant indicated the survey documentation used to determine the requested discount percentage was not kept on file. FCC rules require schools and libraries as well as service providers to retain all documents related to the application for, receipt of, and delivery of discounted telecommunications and other supported services for at least five years after the last day of service delivered in a particular Funding Year and to produce such records upon a request of an auditor or other authorized representative. Since the surveys used to determine the discount percentage were not kept on file, the missing surveys are considered as children not eligible for free or reduced lunch. Therefore, it was determined that the applicant is eligible to receive a 20 percent discount. This determination was based on the minimum discount for an urban entity. Accordingly, the commitment has been reduced by \$1,896.05. (pre-discount commitment amount*(discount percentage approved on the Form 471 less the discount rate the applicant is actually eligible to receive)) and if recovery is required, USAC will seek recovery from the applicant.

EXHIBIT 5

FCC Form 471	Do not write in this area.	Approval by OMB 3060-0806
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 .) The instructions include information on the deadlines for filing this application.		
Applicant's Form Identifier <small>(Create your own code to identify THIS form 471)</small>	BARNEY08	Form 471 Application# <small>(To be assigned by administrator)</small>
		616198
Block 1: Billed Entity Information (The "Billed Entity" is the entity paying the bills for the service listed on this form.)		
1 a	Name of Billed Entity: ST BARNABAS HIGH SCHOOL	
2 a	Funding Year: July 1, 2008 Through June 30: 2009	Billed Entity Number: 10729
4 a	Street Address, P.O. Box, or Routing Number: 245 E. 21ST STREET	
	City: BRONX	
	State: NY	Zip Code: 10470 1709
5 a	Type of Application: <input checked="" type="checkbox"/> Individual School (individual public or non-public school) <input 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	
6	Contact Person's Name: Michael Musante	
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	Street Address, P.O. Box, or Routing Number: 245 E. 21ST STREET	
	City: BRONX	
	State: NY	Zip Code: 10470 1709



Entity Number	<u>10729</u>	Applicant's Form Identifier	<u>BARNEY08</u>
Contact Person	<u>Michael Musante</u>	Phone Number	<u>718-325-8800</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		275
b	Telephone service: Number of classrooms with phone service	0	0
e	Direct connections to the Internet: Number of drops	1	1
f	Number of classrooms with Internet access	30	30
g	Number of computers or other devices with Internet access	102	102

Block 3: Impact of Services Ordered on Libraries
NOT APPLICABLE AS THIS APPLICATION IS FOR SCHOOL

Worksheet A No: 983783	Student Count: 275	Shared Discount: N/A
Weighted Product (Sum. Column 8): 247.5		
1. School Name: ST BARNABAS HIGH SCHOOL 2. Entity Number: 10729 NCES: 00 92217 1 3. Rural/Urban: Urban 4. Student Count: 275 5. NSLP Students: 207 6. NSLP Students/Students: 75.272% 7. Discount: 90% 8. Weighted Product: 247.5 9. Pre-K/Adult Ed/Juv: N 10. Alt Disc Mech: N		

Block 5: Discount Funding Request(s)

FRN: 1697023 FCDL Date: 07/16/2008	
10. Original FRN:	
11. Category of Service: Telecommunications Service	12. 470 Application Number: 133720000639702
13. SPIN: 143001359	14. Service Provider Name: Verizon New York Inc.
15a. Non-Contracted tariffed/Month to Month Service: Y	15b. Contract Number: MTM
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number:	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 12/17/2007	18. Contract Award Date:
19a. Service Start Date: 07/01/2008	19b. Service End Date: 06/30/2009
20. Contract Expiration Date:	
21. Attachment #: 400	22. Block 4 Entity Number: 10729
23a. Monthly Charges: \$225.72	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$225.72	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$2,708.64	
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): \$2,708.64	
23j. % discount (from Block 4): 90	
23k. Funding Commitment Request (23i x 23j): \$2,437.78	

FRN: 1697063 FCDL Date: 07/16/2008	
10. Original FRN:	
11. Category of Service: Internet Access	12. 470 Application Number: 133720000639702
13. SPIN: 143028495	14. Service Provider Name: Vastnet Corp.

15a. Non-Contracted tariffed/Month to Month Service: Y	15b. Contract Number: MTM
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number:	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 12/17/2007	18. Contract Award Date:
19a. Service Start Date: 07/01/2008	19b. Service End Date: 06/30/2009
20. Contract Expiration Date:	
21. Attachment #: 401	22. Block 4 Entity Number: 10729
23a. Monthly Charges: \$960.00	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$960.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$11,520.00	
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): \$11,520.00	
23j. % discount (from Block 4): 90	
23k. Funding Commitment Request (23i x 23j): \$10,368.00	

FRN: 1697117 FCDL Date: 07/16/2008	
10. Original FRN:	
11. Category of Service: Basic Maintenance of Internal Connections	12. 470 Application Number: 133720000639702
13. SPIN: 143005216	14. Service Provider Name: All County Business Machines Corporation
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: CO-512202-08
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number: N/A	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 12/17/2007	18. Contract Award Date: 01/30/2008
19a. Service Start Date: 07/01/2008	19b. Service End Date:
20. Contract Expiration Date: 06/30/2009	
21. Attachment #: 402	22. Block 4 Entity Number: 10729
23a. Monthly Charges: \$2,449.08	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$2,449.08	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$29,388.96	
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): \$29,388.96	
23j. % discount (from Block 4): 90	
23k. Funding Commitment Request (23i x 23j): \$26,450.06	

FRN: 1697175 FCDL Date: 07/16/2008	
10. Original FRN:	
11. Category of Service: Basic Maintenance of Internal Connections	12. 470 Application Number: 133720000639702
13. SPIN: 143005216	14. Service Provider Name: All County Business Machines Corporation
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: CO-7122203-08
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number: N/A	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 12/17/2007	18. Contract Award Date: 01/30/2008
19a. Service Start Date: 07/01/2008	19b. Service End Date:
20. Contract Expiration Date: 06/30/2009	
21. Attachment #: 403	22. Block 4 Entity Number: 10729
23a. Monthly Charges: \$659.16	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$659.16	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$7,909.92	
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): \$7,909.92	
23j. % discount (from Block 4): 90	
23k. Funding Commitment Request (23i x 23j): \$7,118.93	

FRN: 1697198 FCDL Date: 07/16/2008	
10. Original FRN:	
11. Category of Service: Basic Maintenance of Internal Connections	12. 470 Application Number: 133720000639702
13. SPIN: 143005216	14. Service Provider Name: All County Business Machines Corporation
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: CO-8192882-08
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number: N/A	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 12/17/2007	18. Contract Award Date: 01/30/2008
19a. Service Start Date: 07/01/2008	19b. Service End Date:
20. Contract Expiration Date: 06/30/2009	
21. Attachment #: 404	22. Block 4 Entity Number: 10729
23a. Monthly Charges: \$133.33	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$133.33	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$1,599.96	
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): \$1,599.96	
23j. % discount (from Block 4): 90	
23k. Funding Commitment Request (23i x 23j): \$1,439.96	

FRN: 1697213 FCDL Date: 07/16/2008	
10. Original FRN:	
11. Category of Service: Basic Maintenance of Internal Connections	12. 470 Application Number: 133720000639702
13. SPIN: 143005216	14. Service Provider Name: All County Business Machines Corporation
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: CO-5122402-08
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number: N/A	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 12/17/2007	18. Contract Award Date: 01/30/2008
19a. Service Start Date: 07/01/2008	19b. Service End Date:
20. Contract Expiration Date: 06/30/2009	
21. Attachment #: 405	22. Block 4 Entity Number: 10729
23a. Monthly Charges: \$244.83	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$244.83	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$2,937.96	
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): \$2,937.96	
23j. % discount (from Block 4): 90	
23k. Funding Commitment Request (23i x 23j): \$2,644.16	

FRN: 1697241 FCDL Date: 07/16/2008	
10. Original FRN:	
11. Category of Service: Internal Connections	12. 470 Application Number: 133720000639702
13. SPIN: 143005216	14. Service Provider Name: All County Business Machines Corporation
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: CO-5122201-08
15c. Covered under State Master Contract:	15d. FRN from Previous Year:

16a. Billing Account Number: N/A	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 12/17/2007	18. Contract Award Date: 01/30/2008
19a. Service Start Date: 07/01/2008	19b. Service End Date:
20. Contract Expiration Date: 06/30/2009	
21. Attachment #: 406	22. Block 4 Entity Number: 10729
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: 12600	23g. Ineligible non-recurring amt.: 0
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$12,600.00	
23i. Total program year pre-discount amount (23e + 23h): \$12,600.00	
23j. % discount (from Block 4): 90	
23k. Funding Commitment Request (23i x 23j): \$11,340.00	

FRN: 1697269 FCDL Date: 07/16/2008	
10. Original FRN:	
11. Category of Service: Internal Connections	12. 470 Application Number: 133720000639702
13. SPIN: 143005216	14. Service Provider Name: All County Business Machines Corporation
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: 3582FY2008-1
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number: N/A	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 12/17/2007	18. Contract Award Date: 01/30/2008
19a. Service Start Date: 07/01/2008	19b. Service End Date:
20. Contract Expiration Date: 06/30/2009	
21. Attachment #: 407	22. Block 4 Entity Number: 10729
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: 18200	23g. Ineligible non-recurring amt.: 0
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$18,200.00	
23i. Total program year pre-discount amount (23e + 23h): \$18,200.00	
23j. % discount (from Block 4): 90	
23k. Funding Commitment Request (23i x 23j): \$16,380.00	

Block 6: Certifications and Signature

Do not write in this area.

Application ID: 616198

Entity Number	10729	Applicant's Form Identifier	BARNEY08
Contact Person	Michael Musante	Phone Number	718-325-8800

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)
 schools under the statutory definitions of elementary and secondary schools found in the No Child Left

- a. 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 23l on all Block 5 Discount Funding Requests.)	\$86,865.44
b.	Total funding commitment request amount on this Form 471 (Add the entities from Items 23K on all Block 5 Discount Funding Requests.)	\$78,178.89
c.	Total applicant non-discount share (Subtract Item 25b from Item 25a.)	\$8,686.55
d.	Total budgeted amount allocated to resources not eligible for E-rate support	\$12,000.00
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.)	\$20,686.55
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).
- 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 1/30/2008

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.

If you owe a past due debt to the Federal government, the information you provide may also be disclosed to the Department of the Treasury Financial Management Service, other Federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide the information to these agencies through the matching of computer records when authorized.

If you do not provide the information we request on the form, the FCC may delay processing of your application or may return your application without action.

The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq.

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, DC 20554.

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**

Print

<< Previous

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EXHIBIT 6



FUNDING COMMITMENT DECISION LETTER
(Funding Year 2008: 07/01/2008 - 06/30/2009)

July 16, 2008

Michael Musante
ST BARNABAS HIGH SCHOOL
245 E. 21ST STREET
BRONX, NY 10470-1709

Re: Form 471 Application Number: 616198
Billed Entity Number (BEN): 10729
Billed Entity FCC RN: 0013306816
Applicant's Form Identifier: BARNEY08

Thank you for your Funding Year 2008 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, \$78,178.89 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 616198 as assigned by USAC,
 - "Funding Commitment Decision Letter for Funding Year 2008," 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 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. 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
100 S. Jefferson Road
P.O. Box 902
Whippany, NJ 07981

If you wish to appeal a decision in this letter to the FCC, you should refer to CC Docket No. 02-5 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.

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: ST BARNABAS HIGH SCHOOL
BEN: 10729
Funding Year: 2008

Comment on RAL corrections: The applicant did not submit any RAL corrections.

Form 471 Application Number: 616198
Funding Request Number: 1697023
Funding Status: Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 133720000639702
SPIN: 143001359
Service Provider Name: Verizon New York Inc.
Contract Number: MTM
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2008
Service End Date: 06/30/2009
Contract Award Date: N/A
Contract Expiration Date: N/A
Site Identifier: 10729
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$2,708.64
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$2,708.64
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision: \$2,437.78 - FRN approved; modified by SLD
Funding Commitment Decision Explanation: MR1: The FRN was modified from \$428.50 to \$225.72 to agree with the applicant documentation. <><><><> MR2: The establishing Form 470 Application Number was changed at the request of the applicant.

FCDL Date: 07/16/2008
Wave Number: 013
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2009

Funding Request Number: 1697063
Funding Status: Funded
Category of Service: Internet Access
Form 470 Application Number: 133720000639702
SPIN: 143028495
Service Provider Name: Vastnet Corp.
Contract Number: MTM
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2008
Service End Date: 06/30/2009
Contract Award Date: N/A
Contract Expiration Date: N/A
Site Identifier: 10729
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$11,520.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$11,520.00
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision: \$10,368.00 - FRN approved; modified by SLD
Funding Commitment Decision Explanation: MR1: The establishing Form 470 Application Number was changed at the request of the applicant.

FCDL Date: 07/16/2008
Wave Number: 013
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2009

FUNDING COMMITMENT REPORT
Billed Entity Name: ST BARNABAS HIGH SCHOOL
BEN: 10729
Funding Year: 2008

Comment on RAL corrections: The applicant did not submit any RAL corrections.

Form 471 Application Number: 616198
Funding Request Number: 1697117
Funding Status: Funded
Category of Service: Basic Maintenance of Internal Connection
Form 470 Application Number: 133720000639702
SPIN: 143005216
Service Provider Name: All County Business Machines Corporation
Contract Number: CO-512202-08
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2008
Service End Date: N/A
Contract Award Date: 01/30/2008
Contract Expiration Date: 06/30/2009
Site Identifier: 10729
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$29,388.96
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$29,388.96
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision: \$26,450.06 - FRN approved; modified by SLD
Funding Commitment Decision Explanation: MR1: The establishing Form 470 Application Number was changed at the request of the applicant.

FCDL Date: 07/16/2008
Wave Number: 013
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2009

Funding Request Number: 1697175
Funding Status: Funded
Category of Service: Basic Maintenance of Internal Connection
Form 470 Application Number: 133720000639702
SPIN: 143005216
Service Provider Name: All County Business Machines Corporation
Contract Number: CO-7122203-08
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2008
Service End Date: N/A
Contract Award Date: 01/30/2008
Contract Expiration Date: 06/30/2009
Site Identifier: 10729
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$7,909.92
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$7,909.92
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision: \$7,118.93 - FRN approved; modified by SLD
Funding Commitment Decision Explanation: MR1: The establishing Form 470 Application Number was changed at the request of the applicant.

FCDL Date: 07/16/2008
Wave Number: 013
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2009

FUNDING COMMITMENT REPORT
Billed Entity Name: ST BARNABAS HIGH SCHOOL
BEN: 10729
Funding Year: 2008

Comment on RAL corrections: The applicant did not submit any RAL corrections.

Form 471 Application Number: 616198
Funding Request Number: 1697198
Funding Status: Funded
Category of Service: Basic Maintenance of Internal Connection
Form 470 Application Number: 133720000639702
SPIN: 143005216
Service Provider Name: All County Business Machines Corporation
Contract Number: CO-8192882-08
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2008
Service End Date: N/A
Contract Award Date: 01/30/2008
Contract Expiration Date: 06/30/2009
Site Identifier: 10729
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$1,599.96
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$1,599.96
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision: \$1,439.96 - FRN approved; modified by SLD
Funding Commitment Decision Explanation: MR1: The establishing Form 470 Application Number was changed at the request of the applicant.

FCDL Date: 07/16/2008
Wave Number: 013
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2009

Funding Request Number: 1697213
Funding Status: Funded
Category of Service: Basic Maintenance of Internal Connection
Form 470 Application Number: 133720000639702
SPIN: 143005216
Service Provider Name: All County Business Machines Corporation
Contract Number: CO-5122402-08
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2008
Service End Date: N/A
Contract Award Date: 01/30/2008
Contract Expiration Date: 06/30/2009
Site Identifier: 10729
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$2,937.96
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$2,937.96
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision: \$2,644.16 - FRN approved; modified by SLD
Funding Commitment Decision Explanation: MR1: The establishing Form 470 Application Number was changed at the request of the applicant.

FCDL Date: 07/16/2008
Wave Number: 013
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2009

FUNDING COMMITMENT REPORT
Billed Entity Name: ST BARNABAS HIGH SCHOOL
BEN: 10729
Funding Year: 2008

Comment on RAL corrections: The applicant did not submit any RAL corrections.

Form 471 Application Number: 616198
Funding Request Number: 1697241
Funding Status: Funded
Category of Service: Internal Connections
Form 470 Application Number: 133720000639702
SPIN: 143005216
Service Provider Name: All County Business Machines Corporation
Contract Number: CO-5122201-08
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2008
Service End Date: N/A
Contract Award Date: 01/30/2008
Contract Expiration Date: 06/30/2009
Site Identifier: 10729
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: \$12,600.00
Pre-discount Amount: \$12,600.00
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision: \$11,340.00 - FRN approved; modified by SLD
Funding Commitment Decision Explanation: MR1: The establishing Form 470 Application Number was changed at the request of the applicant.

FCDL Date: 07/16/2008
Wave Number: 013
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2009

Funding Request Number: 1697269
Funding Status: Funded
Category of Service: Internal Connections
Form 470 Application Number: 133720000639702
SPIN: 143005216
Service Provider Name: All County Business Machines Corporation
Contract Number: 3582FY2008-1
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2008
Service End Date: N/A
Contract Award Date: 01/30/2008
Contract Expiration Date: 06/30/2009
Site Identifier: 10729
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: \$18,200.00
Pre-discount Amount: \$18,200.00
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision: \$16,380.00 - FRN approved; modified by SLD
Funding Commitment Decision Explanation: MR1: The establishing Form 470 Application Number was changed at the request of the applicant.

FCDL Date: 07/16/2008
Wave Number: 013
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2009

EXHIBIT 7

ST. BARNABAS HIGH SCHOOL

STUDENT NAME: _____

DATE: 3-13-08

GRADE: 9-2

Parents:

This form needs to be filled out for each family who has a child in our school. The information is confidential: Simply check the appropriate box for "Household Size" and "Income", and provide the information needed in the comments section. This information is requested to determine the school's eligibility for federal funds and other sponsored financial programs.

Thank you for your cooperation. Please return the form to the main office when completed.

INCOME ELIGIBILITY GUIDELINES

Please indicate which category you fall under based on 2007 tax returns.

ZIP CODE _____

Household Size (check one)	Annual Income	Please Check One	Comments: List any SSI or Disability Income or other extraordinary circumstances
1...	\$17,224 and below		Julissa Bernardez
2...	\$17,224 - \$23,107		
3...	\$23,107 - \$28,990	<input checked="" type="checkbox"/>	
4... <input checked="" type="checkbox"/>	\$28,990 - \$34,873		
5...	\$34,873 - \$40,756		
6...	\$40,756 - \$46,639		
7...	\$46,639 - \$52,522		
8...	\$52,522 - \$58,405		
	\$58,405 and above		

ST. BARNABAS HIGH SCHOOL

STUDENT NAME: _____

DATE: 5/9/08

GRADE: 10th

Parents:

This form needs to be filled out for each family who has a child in our school. The information is confidential: Simply check the appropriate box for "Household Size" and "Income", and provide the information needed in the comments section. This information is requested to determine the school's eligibility for federal funds and other sponsored financial programs.

Thank you for your cooperation. Please return the form to the main office when completed.

INCOME ELIGIBILITY GUIDELINES

Please indicate which category you fall under based on 2007 tax returns.

ZIP CODE 10458

Household Size (check one)	Annual Income	Please Check One	Comments: List any SSI or Disability Income or other extraordinary circumstances
1...	\$17,224 and below		
2...	\$17,224 - \$23,107		
3...	\$23,107 - \$28,990	✓	
4... ✓	\$28,990 - \$34,873		
5...	\$34,873 - \$40,756		
6...	\$40,756 - \$46,639		
7...	\$46,639 - \$52,522		
8...	\$52,522 - \$58,405		
	\$58,405 and above		

ST. BARNABAS HIGH SCHOOL

STUDENT NAME: _____

DATE: _____

GRADE: _____

3/12/8

9

Parents:

This form needs to be filled out for each family who has a child in our school. The information is confidential: Simply check the appropriate box for "Household Size" and "Income", and provide the information needed in the comments section. This information is requested to determine the school's eligibility for federal funds and other sponsored financial programs.

Thank you for your cooperation. Please return the form to the main office when completed.

INCOME ELIGIBILITY GUIDELINES

Please indicate which category you fall under based on 2007 tax returns.

ZIP CODE _____

Household Size (check one)	Annual Income	Please Check One	Comments: List any SSI or Disability Income or other extraordinary circumstances
1...	\$17,224 and below		
2...	\$17,224 - \$23,107		
3...	\$23,107 - \$28,990		
4...	\$28,990 - \$34,873	X	
5... X	\$34,873 - \$40,756		
6...	\$40,756 - \$46,639		
7...	\$46,639 - \$52,522		
8...	\$52,522 - \$58,405		
	\$58,405 and above		

ST. BARNABAS HIGH SCHOOL

STUDENT NAME: _____

DATE: 5/12/08

GRADE: 10

Parents:

This form needs to be filled out for each family who has a child in our school. The information is confidential: Simply check the appropriate box for "Household Size" and "Income", and provide the information needed in the comments section. This information is requested to determine the school's eligibility for federal funds and other sponsored financial programs.

Thank you for your cooperation. Please return the form to the main office when completed.

INCOME ELIGIBILITY GUIDELINES

Please indicate which category you fall under based on 2007 tax returns.

ZIP CODE 10452

Household Size (check one)	Annual Income	Please Check One	Comments: List any SSI or Disability Income or other extraordinary circumstances
1...	\$17,224 and below		
2...	\$17,224 - \$23,107		
3...	\$23,107 - \$28,990		
4... ✓	\$28,990 - \$34,873		
5...	\$34,873 - \$40,756	✓	N/A
6...	\$40,756 - \$46,639		
7...	\$46,639 - \$52,522		
8...	\$52,522 - \$58,405		
	\$58,405 and above		

EXHIBIT 8



Saint Barnabas High School

Wednesday, August 8, 2007

Landon Swain
Schools and Libraries Division
Program Integrity Assurance

Case # 21614770
Saint Barnabas High School 425 East 240th Street
Bronx, NY 10470
718-325-8800
BEN : 10729

Dear Landon:

Regarding our case # 2161477 for FY07:

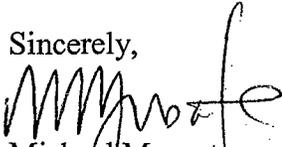
- a. 277 students are enrolled
- b. 277 surveys given out
- c. 146 returned
- d. 116 surveys indicate that the student would qualify for NSLP
- e. Surveys are stored and kept on file. School census forms are kept student folders.

In considering our funding request, SLC should keep in mind that we are NOT representative of the Woodlawn community. Our students come from 69 different schools representing some of the lower income sections of the Bronx (see attached breakdown by zip code).

To the best of my knowledge, and within the limitations of the data collection apparatus at our disposal:

"I certify that only those students who meet the Income Eligibility Requirements of the National School Lunch program have been included in Column 5 of Item 9a of Block 4 of the Form 471".

Sincerely,


Michael Musante
Principal

8/8/07

SAINT BARNABAS HIGH SCHOOL

Zip Code	Number of Students
10027	1
10037	1
10453	4
10454	1
10455	1
10456	3
10457	1
10458	5
10459	1
10460	4
10461	7
10462	3
10463	7
10464	1
10465	4
10466	37
10467	32
10468	3
10469	19
10470	48
10472	2
10473	4
10474	1
10475	8
10550	9
10552	7
10553	4
10701	3
10703	3
10704	47
10705	6
10708	3
10710	5
11580	1

ST. BARNABAS HIGH SCHOOL

FINANCIAL AID FORM

Please print clearly or type. Do not leave any questions blank. If all questions are not answered, your application will not be eligible for selection. Attach accompanying documentation for all components of your income.

Section 1: Financial Information

Mother/Guardian [Redacted]	Father/Guardian [Redacted]
Name [Redacted]	Name [Redacted]
Address 3235 Grand Concourse Bronx, NY 10468	Address 3235 Grand Concourse Bronx, NY 10468
Phone (718) 933-934	Phone (718) 933-9341
Email:	Email:
Marital Status: <input type="checkbox"/> Single <input checked="" type="checkbox"/> Married <input type="checkbox"/> Separated <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed	Marital Status: <input type="checkbox"/> Single <input checked="" type="checkbox"/> Married <input type="checkbox"/> Separated <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed
Occupation Retired	Occupation Retired
Annual Salary/Income: Joint ←	Annual Salary/Income: 15,348
Employer's Name(s):	Employer's Name(s):

YOU MUST SUBMIT COPIES OF YOUR 2006 FEDERAL 1040 FORM AND YOU'RE YOUR 2006 W-2 FORM(S)

Do you receive any form of public assistance? (including cash assistance, food stamps, Section 8)			
Do you receive Social Security?	Yes <input checked="" type="radio"/> No <input type="radio"/>	Do you receive Social Security?	Yes <input checked="" type="radio"/> No <input type="radio"/>
Do you or your children receive SSI?	Yes <input type="radio"/> No <input checked="" type="radio"/>	Do you or your children receive SSI?	Yes <input type="radio"/> No <input checked="" type="radio"/>
Do you receive any child support?	Yes <input type="radio"/> No <input checked="" type="radio"/>	Do you receive any child support?	Yes <input type="radio"/> No <input checked="" type="radio"/>
Do you receive disability?	Yes <input type="radio"/> No <input checked="" type="radio"/>	Do you receive disability?	Yes <input type="radio"/> No <input checked="" type="radio"/>
Do you have any foster care income?	Yes <input type="radio"/> No <input checked="" type="radio"/>	Do you have any foster care income?	Yes <input type="radio"/> No <input checked="" type="radio"/>

IF YOU RECEIVED ANY OF THE ABOVE, YOU MUST SUBMIT DOCUMENTATION OF TOTAL RECEIVED IN 2006.

If neither parent claims your children as dependents on his or her tax forms, please explain why and list the name of the person who does claim your children. (Note, you must submit that person's 1040 and W-2 Forms as well as your own.) _____

Are any of your children currently receiving the Children's Scholarship Fund Yes No

Please complete reverse side

Label Use the el. Other- wise, please print or type.
 3235 GRAND CONCOURSE APT #2H
 Bronx NY 10468
 Social security number
 You must enter your SSN(s) above.
 Checking a box below will not change your tax or refund.

Presidential Election Campaign Check here if you, or your spouse if filing jointly, want \$3 to go to this fund (see instructions) You Spouse

Filing Status
 1 Single
 2 Married filing jointly (even if only one had income)
 3 Married filing separately. Enter spouse's SSN above and full name here. 4 Head of household (with qualifying person). (See inst.) If qualifying person is a child but not your dependent, enter child's name here. 5 Qualifying widow(er) with dependent child (see inst.)

Exemptions
 If more than four dependents, see instructions.
 6a Yourself. If someone can claim you as a dependent, do not check box 6a
 b Spouse
 c Dependents:
 (1) First name Last name (2) Dependent's social security number (3) Dependent's relationship to you (4) if qualifying child for child tax credit (see inst.)
 DONIKA BRUNCAJ 147-98-5498 GrandDAUGHT
 Boxes checked on 8a and 8b: 2
 No. of children on 8c who:
 • lived with you
 • did not live with you due to divorce or separation (see inst.)
 Dependents on 8c not entered above: 1
 Add numbers on lines above: 3

7 Wages, salaries, tips, etc. Attach Form(s) W-2 7 0

Income
 Attach Form(s) W-2 here. Also attach Forms 1099-R if tax was withheld.
 If you did not get a W-2, see instructions.
 Enclose, but do not attach, any payment. Also, please use Form 1040-V.
 8a Taxable interest. Attach Schedule B if required 8a 18
 b Tax-exempt interest. Do not include on line 8a 8b
 9a Ordinary dividends. Attach Schedule B if required 9a
 b Qualified dividends (see instructions) 9b
 10 Taxable refunds, credits, or offsets of state and local income taxes (see instructions) 10
 11 Alimony received 11
 12 Business income or (loss). Attach Schedule C or C-EZ 12
 13 Capital gain or (loss). Attach Schedule D if required. If not required, check here... 13
 14 Other gains or (losses). Attach Form 4797. 14
 15a IRA distributions 15a b Taxable amount 15b
 16a Pensions and annuities 16a b Taxable amount 16b 6,984
 17 Rental real estate, royalties, partnerships, S corporations, trusts, etc. Attach Schedule E. 17
 18 Farm income or (loss). Attach Schedule F 18
 19 Unemployment compensation 19
 20a Social security benefits 20a b Taxable amount (see inst.) 20b
 21 Other income. 21
 22 Add the amounts in the far right column for lines 7 through 21. This is your total income 22 7,002

Adjusted Gross Income
 23 Archer MSA deduction. Attach Form 8853 23
 24 Certain business expenses of reservists, performing artists, and fee-basis government officials. Attach Form 2106/2106-EZ 24
 25 Health savings account deduction. Attach Form 8889 25
 26 Moving expenses. Attach Form 3903 26
 27 One-half of self-employment tax. Attach Schedule SE 27
 28 Self-employed SEP, SIMPLE, and qualified plans 28
 29 Self-employed health insurance deduction (see instructions) 29
 30 Penalty on early withdrawal of savings 30
 31a Alimony paid b Recipient's SSN 31a
 32 IRA deduction (see instructions) 32
 33 Student loan interest deduction (see instructions) 33
 34 Jury duty pay you gave to your employer 34
 35 Domestic production activities dedn. Atch Fm 8903 35
 36 Add lines 23 through 31a and 32 through 35 36 0
 37 Subtract line 36 from line 22. This is your adjusted gross income 37 7,002

Tax and Credits	38	Amount from line 37 (adjusted gross income)	38	7,002
	39a	Check <input checked="" type="checkbox"/> You were born before January 2, 1942, <input type="checkbox"/> Blind. Total boxes if: <input checked="" type="checkbox"/> Spouse was born before January 2, 1942, <input type="checkbox"/> Blind. checked ▶ 39a 2		
Standard Deduction for --	b	If your spouse itemizes on a separate return or you were a dual-status alien, see inst. and check here ▶ 39b		
• People who checked any box on line 39a or 39b or who can be claimed as dependent, see inst.	40	Itemized deductions (from Schedule A) or your standard deduction (see left margin)	40	12,300
• All others:	41	Subtract line 40 from line 38	41	-5,298
Single or Married filing separately, \$5,150	42	If line 38 is over \$112,875, or you provided housing to a person displaced by Hurricane Katrina, see instructions. Otherwise, multiply \$3,300 by the total no. of exemptions claimed on line 6d.	42	9,900
Married filing jointly or Qualifying widow(er), \$10,300	43	Taxable income. Subtract line 42 from line 41. If line 42 is more than line 41, enter -0-	43	0
Head of household, \$7,550	44	Tax (see inst.). Check if any tax is from: a <input type="checkbox"/> Form(s) 8814 b <input type="checkbox"/> Form 4972	44	0
	45	Alternative minimum tax (see instructions). Attach Form 6251	45	
	46	Add lines 44 and 45 ▶	46	
	47	Foreign tax credit. Attach Form 1116 if required	47	
	48	Credit for child & dependent care expenses. Attach Form 2441	48	
	49	Credit for the elderly or the disabled. Attach Schedule R	49	
	50	Education credits. Attach Form 8863	50	
	51	Retirement savings contributions credit. Attach Form 8880.	51	
	52	Residential energy credits. Attach Form 5695	52	
	53	Child tax credit (see instructions). Attach Form 8801 if required	53	
	54	Credits from: a <input type="checkbox"/> Form 8396 b <input type="checkbox"/> Form 8839 b <input type="checkbox"/> Form 8859	54	
	55	Other credits: a <input type="checkbox"/> Form 3800 b <input type="checkbox"/> Form 8801 c <input type="checkbox"/> Form	55	
	56	Add lines 47 through 55. These are your total credits	56	
	57	Subtract line 56 from line 46. If line 56 is more than line 46, enter -0- ▶	57	0
Other Taxes	58	Self-employment tax. Attach Schedule SE	58	
	59	Social security and Medicare tax on tip income not reported to employer. Attach Form 4137.	59	
	60	Additional tax on IRAs, other qualified retirement plans, etc. Attach Form 5329 if required	60	
	61	Advance earned income credit payments from Form(s) W-2, box 9	61	
	62	Household employment taxes. Attach Schedule H	62	
	63	Add lines 57 through 62. This is your total tax ▶	63	0
Payments	64	Federal income tax withheld from Forms W-2 and 1099	64	
	65	2006 estimated tax payments & amt. applied from 2005 return	65	
	66a	Earned income credit (EIC)	66a	
If you have a qualifying child, attach Schedule EIC.	b	Nontaxable combat pay election ▶ 66b		
	67	Excess social security and tier 1 RRTA tax withheld (see inst.)	67	
	68	Additional child tax credit. Attach Form 8812	68	
	69	Amount paid with request for extension to file (see instructions)	69	
	70	Payments from: a <input type="checkbox"/> Form 2439 b <input type="checkbox"/> Form 4136 c <input type="checkbox"/> Form 8885	70	
	71	Credit for federal telephone excise tax paid. Attach Form 8913 if required	71	50
	72	Add lines 64, 65, 66a, and 67 through 71. These are your total payments ▶	72	50
Refund	73	If line 72 is more than line 63, subtract line 63 from line 72. This is the amount you overpaid	73	50
Direct deposit? See inst. and fill in 74b, 74c, and 74d, or Form 8888.	74a	Amount of line 73 you want refunded to you . If Form 8888 is attached, check here. ▶ <input type="checkbox"/>	74a	50
	b	Routing no. <u>XXXXXXXXXXXXXXXXXXXX</u> ▶ c Type: <input type="checkbox"/> Checking <input type="checkbox"/> Savings		
	d	Account no. <u>XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX</u>		
	75	Amt. of line 73 you want applied to your 2007 estimated tax ▶ 75	75	
Amount You Owe	76	Amount you owe. Subtract line 72 from line 63. For details on how to pay, see instructions ▶	76	
	77	Estimated tax penalty (see instructions)	77	

Third Party Designee Do you want to allow another person to discuss this return with the IRS (see instructions)? . . . Yes. Complete the following. No

Designee's name ▶	Phone no. ▶	Personal identification number (PIN) ▶
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Sign Here Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Your signature	Date	Your occupation PORTER	Daytime phone number
Spouse's signature. If a joint return, both must sign.	Date	Spouse's occupation HOUSEWIFE	

Paid Preparer's Use Only

Preparer's signature ▶	Date	Check if self-employed <input checked="" type="checkbox"/>	Preparer's SSN or PTIN
Firm's name (or yours if self-employed), address, & ZIP code	WILLIAM DOONAN ESQ. 1135 PELHAM PKWY NORTH APT 2A Bronx NY 10469		EIN Phone no. 718-652-6307

ST. BARNABAS HIGH SCHOOL

Parents:

This form needs to be filled out for each family who has a child in our school. The information is confidential: **NO NAME should be included on this form.** Simply check the appropriate box for **"Household Size"** and **"Income"**, and provide the information needed in the comments section. **DO NOT PUT YOUR NAME OR YOUR CHILD'S NAME on the form.** This information is requested to determine the school's eligibility for federal funds.

Thank you for your cooperation. Please return the form to the main office when completed.

INCOME ELIGIBILITY GUIDELINES

Please indicate which category you fall under based on 2006 tax returns:

ZIP CODE 10462

Household Size (check one)	Annual Income	Please Check One	Comments: List any SSI or Disability Income or other extraordinary circumstances
1... <input checked="" type="checkbox"/>	\$17,224 and below	<input checked="" type="checkbox"/>	
2... <input checked="" type="checkbox"/>	\$17,224 - \$23,107		
3... <input checked="" type="checkbox"/>	\$23,107 - \$28,990		
4... <input checked="" type="checkbox"/>	\$28,990 - \$34,873		
5...	\$34,873 - \$40,756		
6...	\$40,756 - \$46,639		
7...	\$46,639 - \$52,522		
8...	\$52,522 - \$58,405		
	\$58405 and above		

ST. BARNABAS HIGH SCHOOL

Parents:

This form needs to be filled out for each family who has a child in our school. The information is confidential: **NO NAME should be included on this form.** Simply check the appropriate box for **"Household Size"** and **"Income"**, and provide the information needed in the comments section. **DO NOT PUT YOUR NAME OR YOUR CHILD'S NAME on the form.** This information is requested to determine the school's eligibility for federal funds.

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INCOME ELIGIBILITY GUIDELINES

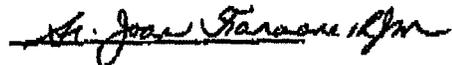
Please indicate which category you fall under based on 2006 tax returns.

ZIP CODE 10002

Household Size (check one)	Annual Income	Please Check One	Comments: List any SSI or Disability Income or other extraordinary circumstances
1...	\$17,224 and below	✓	
2... ✓	\$17,224 - \$23,107		
3...	\$23,107 - \$28,990		
4...	\$28,990 - \$34,873		
5...	\$34,873 - \$40,756		
6...	\$40,756 - \$46,639		
7...	\$46,639 - \$52,522		
8...	\$52,522 - \$58,405		
	\$58405 and above		

DECLARATION

1. I, Sister Joan Faraone, RJM, am the current principal of St. Barnabas High School ("St. Barnabas") at 425 East 240th Street in the Bronx, New York 10470-1791. I have occupied that position since July of 2008.
2. The foregoing Consolidated Request For Review ("Request") of certain actions by the Universal Service Administrative Company with respect to St. Barnabas was prepared and my direction and with my approval.
3. I have reviewed the Request and hereby declare under penalty of perjury that the factual statements and representations therein relating to St. Barnabas, its participation in the E-Rate Program and the recent COMADs are true and correct to the best of my knowledge and belief.



Sister Joan Faraone, RJM

Dated: December 14, 2011

CERTIFICATE OF SERVICE

I, Carly T. Didden, certify on this 14th day of December, 2011, a copy of the foregoing Consolidated Supplement to Requests for Review has been served via electronic mail or first class mail, postage pre-paid, to the following:

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Chief Counsel & Senior Legal Advisor to
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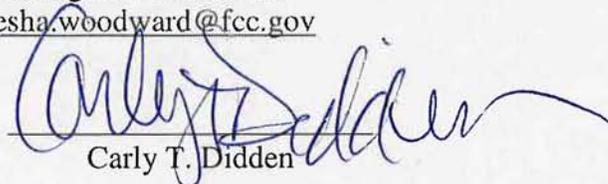
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Carly T. Didden