

January 30, 2012

Federal Communications Commission
Office of the Secretary
445 12th Street SW
Washington, DC 20554

Dear Federal Communications Commission:

Please find the enclosed Petition for Waiver of the 60 day requirement for filing an appeal and request for invoice extension for Alex Public School Dist I-56, FY 2008-09, Form 471 # 616014, FRN 1696708.

Respectfully submitted,



Deborah Sovereign, Consultant

Enclosures

Alex Public School Dist I-56, USAC Billed Entity Number 139731, hereby submits a Petition for Waiver of the 60-day requirement for filing an appeal and request for an invoice extension on funding request number 1696708, Form 471 Application # 616014.

The funding request was for E-rate discounts on a point to point T-1 circuit provided by AT&T (formerly Southwestern Bell Telephone), Service Provider Identification Number 143004662. In order to receive E-rate discounts on the charges, the school district on November 3, 2008 notified AT&T of their request for the discount method by completing the AT&T "Letter of Election" for billing account # 410 060 0553 (Circuit ID # 97.HCGS.890988). **See attachment 1.**

However, AT&T changed the billing account number from 410 060 0553 to 410 072 2321 during the 2008-09 funding year. The applicant was not aware that they needed to submit a new Letter of Election form to AT&T to request E-rate discounts on FRN 1696708 for the new billing account # 410 072 2321 since the circuit ID and services were the same. **See attachment 2** for a copy of the bill with the new account #, but same circuit ID (97.HCGS.890988).

AT&T did not apply discounts to the account after the billing account number changed. Consequently, the applicant only received discounts of \$974.53 of the \$3,973.20 total committed amount.

The original E-rate application and AT&T Letter of Election were completed by Norvel Heston, Superintendent. Mr. Jim Washburn took over as the new Superintendent of Schools in July, 2010.

After discussions about the billing problems on the new account # 410 072 2321 with the service provider, Mr. Washburn filed an invoice deadline extension request on December 15, 2010. The request was denied since the request was filed more than 120 days after the end of the service delivery date. **See Attachment 3.**

The school district did not explain the account billing issue in their original invoice extension request, so Kellogg & Sovereign Consulting filed another invoice extension on behalf of the applicant on November 18, 2011 which was denied by USAC since it was

filed more than 60 days past the decision letter dated April 14, 2011 for the invoice deadline extension request filed by Mr. Washburn. **See attachment 4.**

In summary, the delay in the filing of the invoice extension request was due to the fact that the applicant thought that the service provider was properly applying discounts to their bills and the applicant was not aware of the problem until they were 120 days past the end of the service delivery date. The problem arose out of an internal billing issue by the provider with no standard method for notification to the applicant that a new AT&T "Letter of Election" form was required in order to receive E-rate discounts on the new billing account number for the same circuit ID & associated charges.

Therefore, since the circumstances which led to the applicant missing the deadline to file the invoice extension request were beyond the control of the applicant, we respectfully request that the applicant have the opportunity to request the extension with a waiver of the invoice extension filing deadline.

Respectfully Submitted,



Deborah J. Sovereign, Consultant

ATTACHMENTS

1. AT&T Letter of Election completed by applicant 11/30/2008. Billing account # 410 060 0553, Circuit ID 97.HCGS.890988.
2. Bill for account # 410 072 2321, Circuit ID 97.HCGS.890988
3. Administrator's Decision – Denied - Invoice Extension Request filed 12/15/2010
4. Administrator's Decision – Denied – Invoice Extension Request filed 11/18/2011
5. Funding Commitment Decision Letter
6. Letter of Agency

ATTACHMENT 1

**AT&T Letter of Election completed by applicant
11/30/2008. Billing account # 410 060 0553,
Circuit ID 97.HCGS.890988**



Letter of Election

Date: *September 19, 2008*

Billed Entity: *ALEX PUBLIC SCHOOL DISTRICT I-56*

Norvel Heston ,

The purpose of this document is to declare your preference for receipt of discounts approved and supported through the E-rate program and administered by the SLD (School and Libraries Division) of the USAC (Universal Service Administration Company). Declaration is for funding year 2008 (July 1, 2008 through June 30, 2009) and is irrevocable for the remainder of program year. Discounts can be provided through Discounted Billing Method also known as Service Provider Invoice (SPI) form or by the Reimbursement Method also known as Billed Entity Applicant Reimbursement (BEAR) form.

Discounted Billing Method (SPI Form):

1. AT&T Inc. and its affiliates will apply E-rate discounts (in the form of adjustments) to the applicant's bill for eligible services for which AT&T Inc or an affiliate, is the service provider and for which the SLD and USAC has approved discounts.
 - a. Implementation of approved discounts is dependent upon customer submitting Form 486 (Receipt of Service Confirmation) to the SLD within the FCDL (Funding Commitment Decision Letter) time frame guidelines.
 - b. Upon receipt of the Form 486 Receipt Notification Letter from the SLD, AT&T will begin providing approved discounts to the applicant's bill(s) and file Form 474 (SPI Form) for reimbursement from the SLD.

Reimbursement Method (BEAR Form):

2. The Billed Entity will pay for eligible E-rate services in full and seek reimbursement for allowable discounts by filing a Form 472 (Billed Entity Applicant Reimbursement Form), with the SLD.
 - a. Reimbursement of approved discounts is dependent upon customer submitting Form 486 to the SLD within the FCDL (Funding Commitment Decision Letter) time frame guidelines, and
 - b. Submission of the Form 472 (BEAR) to AT&T for verification of receipt of full payment and certification, and submission to the SLD within the required FCDL time frame guidelines.

Please acknowledge your choice by checking the appropriate selection on the following page.

Please acknowledge your choice by checking the appropriate selection below:

Discounted Billing Method (SPI Form): Please provide approved E-rate Program discounts on following Funding Request Number (FRN's):

1696592 1696708 _____

By my signature below, I acknowledge that the choice of SPI / Discounted Billing for the above listed FRN's is irrevocable for the remainder of Program Year 2008,

Reimbursement Method (BEAR Form): Please provide E-rate Program reimbursements using the BEAR process for the following Funding Request Number (FRN's):

By my signature below, I acknowledge that the choice of BEAR Method for the above listed FRN's is irrevocable for the remainder of Program Year 2008,

I affirm that I am authorized to make this election on behalf of the following Billed Entity:

Billed Entity Name: Alex Public School District I-56

Name of Billed Entity Representative: Norvel Heston
(Please Print)

Title of Billed Entity Representative: Superintendent

Signature of Billed Entity Representative: Norvel Heston

Telephone number: (405) 785 - 2605

Please return signed copy of this letter to:

AT&T SW E-Rate Service Center,
Room 450
406 N. Carancahua
Corpus Christi, TX 78401
Fax: (800) 443-4757

Attachment #3

FRN 1696708



ERATE
2008-2009

**Telecommunications:
Circuits**

Jason Coggins

Account Manager

t) 405-319-6007

f) 405-291-1163

jc3278@att.com

SWBT

SPIN #: 143004662

Quote for

January 24, 2008

Alex Public School District I-56

	Description	Quantity	Total Monthly (recurring)	Total Installation (one-time)	Total Annual (12 mos. recurring)
Current	Point to Point T-1 TN: #410 060 0553 Circuit: 97.HCFS.890988	1	\$385.00		\$4,620.00
Total		1	\$385.00		\$4,620.00

Proprietary Information: Information contained herein is for the authorized parties hereto and not for general distribution within or outside of their respective organizations.

ATTACHMENT 2

**Bill for account # 410 072 2321, Circuit ID
97.HCGS.890988**



PO BOX 5011
CAROL STREAM, IL 60197-5011

410 072 2321 369
JUL 25 09

ALEX PUBLIC SCHOOL
P O BOX 188
ALEX,OK 73002

AMOUNT DUE
8085.20

**** RETURN THIS PAGE WITH YOUR PAYMENT ****

AT&T
PO BOX 5011
RETURN THIS PAGE TO: CAROL STREAM, IL 60197-5011

AMOUNT PAID

98 81 4100722321 369 0825 0725 481010 000722196 000808520 07

ALEX PUBLIC SCHOOL
P O BOX 188
ALEX,OK 73002

BILL NO 410 072 2321 369
INVOICE NO 0722321369-072509
BILL DATE JUL 25 2009
AMOUNT DUE 8085.20
ACNA ZAA

FOR INQUIRIES CALL:
888 243 0112

DEAR CUSTOMER:

ENCLOSED IS YOUR BILL FOR SERVICES RENDERED. SHOULD YOU HAVE ANY QUESTIONS REGARDING THIS BILL OR YOUR ACCOUNT, PLEASE CONTACT YOUR ACCOUNT REPRESENTATIVE AT THE NUMBER LISTED ABOVE. WHEN MAKING PAYMENT, IT IS IMPORTANT FOR YOU TO INCLUDE THE RETURN PAGE LOCATED IN THE UPPER PORTION OF THIS BILL. IF YOU ARE PAYING MORE THAN ONE BILL, A SEPARATE RETURN PAGE SHOULD BE INCLUDED WITH EACH PAYMENT. THIS WILL ENSURE THAT YOUR PAYMENT IS PROMPTLY APPLIED TO THE CORRECT BILL.

SERVICES IN THIS BILL ARE PROVIDED BY SOUTHWESTERN BELL TELEPHONE, L.P.,
D/B/A AT&T OKLAHOMA.

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BILL NO
 INVOICE NO
 BILL DATE
 ACNA ZAA

410 072-2321 369
 0722321369-072509
 JUL 25, 2009
 PAGE 1

ALEX PUBLIC SCHOOL
 P O BOX 188
 ALEX,OK 73002

BILLING INQUIRIES CALL (888) 243-0112
 COLLECT CALLS WILL BE ACCEPTED
 E-MAIL ADDRESS: BMTAEUB@ATT.COM

FOR TELCO USE:
 ICSC OFC 81
 BILLING INQUIRIES

ACCESS TRANSPORT SERVICES

TOTAL-OKLAHOMA

* * * BALANCE DUE INFORMATION * * *

TOTAL AMOUNT OF LAST BILL	7,221.96
TOTAL BALANCE DUE	7,221.96

* * * DETAIL OF CURRENT CHARGES * * *

LATE PAYMENT CHARGES - SEE DETAIL	93.15
NON-DISTINCT	93.15
MONTHLY ACCESS CHARGES	
FROM JUL 25 THRU AUG 24	682.10
INTERSTATE	682.10
SURCHARGE - SEE DETAIL	87.99
TOTAL CURRENT CHARGES * DUE BY AUG 25 *	863.24

 TOTAL AMOUNT DUE 8,085.20



BILL NO 410 072-2321 369
INVOICE NO 0722321369-072509
BILL DATE JUL 25, 2009
ACNA ZAA PAGE 2

*** DETAIL OF LATE PAYMENT CHARGES ***

CHARGE			
ASSESSED FOR 29 DAYS ON	6,378.99	@ .014602	93.15

TOTAL LATE PAYMENT CHARGES			93.15



BILL NO 410 072-2321 369
INVOICE NO 0722321369-072509
BILL DATE JUL 25, 2009
ACNA ZAA PAGE 3

* * * ACCESS TRANSPORT CIRCUIT LISTING * * *

THE FOLLOWING CIRCUITS ARE INCLUDED IN THE MONTHLY ACCESS CHARGES
CIRCUIT IDENTIFICATION AMOUNT MPB

NON HIGH CAPACITY
CLS 97.HCGS.890988..SW
CKR UNKNOWN
INTERSTATE 682.10

INTERSTATE SUBTOTALS
ACCESS TRANSPORT CHARGE 682.10

TOTAL 682.10

TOTAL ACCESS TRANSPORT CIRCUIT CHARGES..... 682.10
TOTAL CHARGES 682.10

TOTAL ACCESS TRANSPORT CIRCUITS..... 1



BILL NO 410 072-2321 369
INVOICE NO 0722321369-072509
BILL DATE JUL 25, 2009
ACNA ZAA PAGE 4

* * * DETAIL OF SURCHARGE * * *

TOTAL-OKLAHOMA

TYPE	MONTHLY ACCESS	USAGE	OTHER	TOTAL
FEDERAL SERVICE				
UNIVERSAL FEE	87.99	.00	.00	87.99

TOTAL	87.99	.00	.00	87.99



CSA AMC ALEX PUBLIC SCHOOL

BILLING INQUIRIES CALL CLS SVC BILL DAY ACCT DATE FOR TELCO USE
 (888) 243-0112 XDH1X 25TH 11-12-08 ICSC OFC 81

---ACCOUNT IDENTIFICATION---

FOR TELCO USE: ACNA ZAA LAT 536 TAX A

BIN A0008

TN 410-072-2321

COS 405 785-2605

BILLED TO: ALEX PUBLIC SCHOOL
 P O BOX 188
 ALEX,OK 73002

CUSTOMER'S SERVICE ADDRESS: ALEX PUBLIC SCHOOLS
 1-1401 MICHIGAN
 1-ZZZZZZZZ

---SERVICES AND FEATURES---

SVC ESTBL	:QTY	: CODE	: DESCRIPTION	:TAX:	AMOUNT	ACTVTY :DATE
102008		CLS	97.HCGS.890988..SW /NC HCE- /PIU 100			111208
102008	1	XDH1X				111208
102008		CKL	1-1401 MICHIGAN, CHICKASHA,OK/SN CANADIAN VALLEY/NCI 04DS9.1S/LSO 405 224 /ACTL 1 /LSOC CHCKOKMADSO			111208
102008	24	S25EX				111208
102008	1	TMECS	/RZN 03 INTER 100%			111208
			(205.00 X 1)		205.00	
102008	13	1L5XX	/RZN 03 INTER 100%			111208
			(68.00 + (15.70 X 13))		272.10	
102008	1	CLR				111208
102008	1	SF1				111208
102008		CKL	2-209 S 2,ALEX,OK/SN			111208



CSA AMC

---SERVICES AND FEATURES---

SVC ESTBL :QTY : CODE : DESCRIPTION :TAX: AMOUNT ACTVTY :DATE

			ALEX HI SCHOOL/NCI				111208
			04DU9.1SN/LSO 405 785				
			/LSOC ALEXOKMARL1				
102008	24	S25EX					111208
102008	1	TMECS	/RZN 03				111208
			INTER 100%				
			(205.00 X 1)			205.00	
102008	1	CLR					111208
102008	1	SF1					111208
			INTERSTATE SUBTOTAL			682.10	
			INTRASTATE SUBTOTAL			0.00	
			CIRCUIT SUBTOTAL			682.10	
			ACCOUNT INTERSTATE TOTAL			682.10	
			ACCOUNT INTRASTATE TOTAL			0.00	
			ACCOUNT TOTAL			682.10	

ACCESS TRANSPORT CIRCUIT TOTAL 1

---AMOUNTS SUBJECT TO TAXES---

INTERSTATE:		
	FEDERAL	0.00
	STATE/LOCAL	0.00
INTRASTATE:		
	FEDERAL	0.00
	STATE/LOCAL	0.00

---SUMMARY---

LAST COMPLETED ACTIVITY



CSA

AMC

---SUMMARY---

ACTIVITY LEGEND

- * - SERVICE ORDER ACTIVITY
- R - RATE CHANGE
- X - CROSS REFERENCE
- M - MISCELLANEOUS

TAX LEGEND

TYPE	APPLICABLE CODE	EXEMPT CODE
ALL EXEMPT		A
FEDERAL	1	B
STATE/LOCAL	2	C

PIU LEGEND

- {C} CUSTOMER PROVIDED
- {I} INTERNALLY CALCULATED
- {E} EC DESIGNATED (TARIFF)

SPECIAL ACCESS CIRCUIT INVENTORY

CIRCUIT ID - SERIAL NO.	PAGE
97.HCGS.890988..SW	1

ENGLISH LANGUAGE GLOSSARY

ACNA	ACCESS CUSTOMER NAME ABBREV
ACTL	ACCESS CUSTOMER LOCATION
BIN	BILLING INQUIRY NUMBER CODE
CKL	CIRCUIT LOCATION
CLS	COMMON LANGUAGE CIRCUIT ID-SERIAL
COS	CUSTOMERS OTHER SERVICE
LAT	LOCAL ACCESS TRANSPORT AREA ID
LSO	LOCAL SERVING OFFICE
LSOC	LOCAL SERVING OFFICE WIRE CENTER CLLI
NC	NETWORK CHANNELS
NCI	NETWORK CHANNEL INTERFACE
PIU	PERCENT OF INTERSTATE USAGE
QTY	QUANTITY
RZN	RATE ZONE
SN	SERVICE NAME
TAX	TAX APPLICATION
TN	TELEPHONE NUMBER



CSA

AMC

---SUMMARY---

ENGLISH LANGUAGE GLOSSARY (CONT.)

CLR CLEAR CHANNEL CAPABILITY
SF1 EXTENDED SUPERFRAME FORMAT
S25EX SPECIAL ACCESS SERVICE SURCHARGE
TMECS CHANNEL TERMINATION
XDH1X DIGITAL - HIGH CAPACITY - 1.544 MBPS -
CLASS OF SERVICE
1L5XX SPECIAL TRANSPORT - PER MILE

END OF RECORD

ATTACHMENT 3

**Administrator's Decision – Denied - Invoice
Extension Request filed 12/15/2010**



Administrator's Decision on Invoice Deadline Extension Request

April 14, 2011

Jim Washburn
Alex Public School District I-56
209 South Second Street
Alex, OK 73002

RE: SLD Invoice #:	N/A	BEAR or SPI:	N/A
		Invoice Date:	N/A
SLD Line(s) #:	N/A		
Vendor invoice #:	N/A		
471 Application Number:	616014		
Funding Request Number(s):	1696708		
Your Correspondence Dated:	December 15, 2010		

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your invoice deadline extension request for the invoice number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision to the Federal Communications Commission (FCC). If your request included more than one invoice number, please note that for each invoice for which an invoice deadline extension request was submitted, a separate letter is being sent.

Invoice Number: N/A	Line(s): N/A
Decision on Request:	Denied

Explanation: Current guidelines and procedures require Invoice Deadline Extension requests to be filed by the end of the relevant invoice receipt period for the service category of the FRN requiring an extension (120 days after the end of the service delivery date). The extension request was not filed in a timely manner, so it is denied.

TO APPEAL THIS DECISION:

If you wish to appeal a decision in this letter, 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 e-mail 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 decision letter and the decision you are appealing:
 - Appellant name,
 - Applicant or Service Provider name,
 - BEN and/or SPIN,
 - Form 471 and FRN,
 - Invoice number as assigned by SLD,
 - "Administrator's Decision on Invoice Deadline Extension Request" dated April 13, 2011
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 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 affected by USAC's decision.
5. Provide an authorized signature on your letter of appeal.

To submit your appeal to USAC by email, send 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
30 Lanidex Plaza West
PO Box 685
Parsippany, NJ 07054-0685

While we encourage you to resolve your appeal with USAC first, you have the option of filing an appeal directly with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted in the Reference Area of our web site. 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.

Schools and Libraries Division
Universal Service Administrative Company

cc: Michael Swisher, Southwestern Bell Telephone Company

ATTACHMENT 4

Administrator's Decision – Denied – Invoice Extension Request filed 11/18/2011



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2008-2009

December 01, 2011

Debi Sovereign
Alex Public School Dist I-56
1101 Stadium Drive
Ada, OK 74820

Re: Applicant Name: ALEX PUBLIC SCHOOL DIST I-56
Billed Entity Number: 139731
Form 471 Application Number: 616014
Funding Request Number(s): 1696708
Decision Letter Date: April 14, 2011
Date Appeal Postmarked: November 18, 2011
Your Correspondence Dated: November 18, 2011

Our records show that your appeal was postmarked more than 60 days after the date your Administrator's Decision on Invoice Deadline Extension Request Letter was issued, as shown above. Federal Communications Commission (FCC) rules require applicants to postmark appeals within 60 days of the date on the decision letter being appealed. FCC rules do not permit the Universal Service Administrative Company (USAC) to consider your appeal.

If you believe there is a basis for further examination of your application, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be POSTMARKED within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

Schools and Libraries Division
Universal Service Administrative Company

Debi Sovereign
Alex Public School Dist I-56
1101 Stadium Drive
Ada, OK 74820

Billed Entity Number: 139731
Form 471 Application Number: 616014
Form 486 Application Number:



1101 Stadium Drive • Ada, OK 74820 • p 580.332.1444 • f 580.332.2532 • dsovereign@kelloggllc.com

November 18, 2011

Invoice Deadline Extension Request
Schools and Libraries Division – Correspondence Unit
100 S. Jefferson Road
P.O. Box 902
Whippany, NJ 07981
(973) 599-6526

INVOICING DEADLINE EXTENSION REQUEST

Contact Name:

Debi Sovereign, Consultant
1101 Stadium Drive
Ada, OK 74820
Phone: 580.332.1444, Fax: 580.332.2532
Email: dsovereign@kelloggllc.com

RE: Alex Public School Dist I-56, BEN 139731, FY 2008, 471 App# 616014

Funding Request Numbers for Invoice Extension:

471 App Number	FRN	SPIN	Service Provider Name	Committed Amount
616014	1696708	143004662	Southwestern Bell Telephone	\$3,973.20

Reason for Invoice Deadline Extension Request:

Documentation requirements that necessitate third-party contact or certification and circumstances beyond the service provider's control.

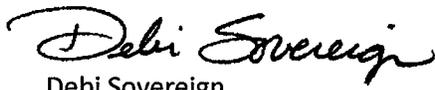
Discussion:

The applicant changed administrative staff as well as the Superintendent during the funding year. Additionally, their service provider, AT&T, did not provide the correct discounts to the applicant's account using the SPI method. The new superintendent, Mr. James Washburn, asked Kellogg & Sovereign Consulting (KSLLC) to review their accounts to find out what had occurred. After KSLLC's review of the associated circuit bills for the FRNs listed above, it was determined that AT&T changed the school's account number during the funding year and so the school only received credits on the July 2008-Oct 2008 invoices.

Additionally, during this same time frame, AT&T made significant changes to their E-rate processes and significantly reduced the number of staff who handles the processing of E-rate discounts. We have contacted AT&T on the FRN listed above and they have agreed to provide discounts for Nov 2008-June 2009 to the applicant's bills as soon as the invoice extension is granted.

Therefore, we are requesting an invoice deadline extension for the FRN listed above so the applicant can receive the proper E-rate discounts on their bills.

Respectfully submitted,



Debi Sovereign
Consultant

Attachment:

- A. Letter of Agency

ATTACHMENT 5

Funding Commitment Decision Letter

Petition for Waiver – 60 day appeal filing period and invoice extension request
Alex Public School District, Form 471 # 616014, FRN 1696708
Kellogg & Sovereign Consulting, LLC Phone: 580-332-1444



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

August 26, 2008

Norvel Heston
ALEX PUBLIC SCHOOL DIST I-56
209 SOUTH SECOND STREET
ALEX, OK 73002

Re: Form 471 Application Number: 616014
Billed Entity Number (BEN): 139731
Billed Entity FCC RN: 0007909393
Applicant's Form Identifier: 2008 471

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, \$27,574.63 is "Approved."
- The amount, \$6,019.97 is "As Yet Unfunded."

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 616014 as assigned by USAC,
 - "Funding Commitment Decision Letter for Funding Year 2008," AND

FUNDING COMMITMENT REPORT
Billed Entity Name: ALEX PUBLIC SCHOOL DIST I-56
BEN: 139731
Funding Year: 2008

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

Form 471 Application Number: 616014
Funding Request Number: 1696708
Funding Status: Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 934640000643787
SPIN: 143004662
Service Provider Name: Southwestern Bell Telephone Company
Contract Number: N/A
Billing Account Number: 405-785-2605
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2008
Service End Date: N/A
Contract Award Date: 01/24/2008
Contract Expiration Date: 06/30/2009
Shared Worksheet Number: 983557
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$4,620.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$4,620.00
Discount Percentage Approved by the USAC: 86%
Funding Commitment Decision: \$3,973.20 - ERN approved as submitted

FCDL Date: 08/26/2008
Wave Number: 020
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2009

Funding Request Number: 1696733
Funding Status: Funded
Category of Service: Internet Access
Form 470 Application Number: 934640000643787
SPIN: 143004611
Service Provider Name: SBC Internet Services, Inc. dba AT&T Internet Serv
Contract Number: N/A
Billing Account Number: 405-785-2605
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2008
Service End Date: N/A
Contract Award Date: 01/24/2008
Contract Expiration Date: 06/30/2009
Shared Worksheet Number: 983557
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$2,688.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$2,688.00
Discount Percentage Approved by the USAC: 86%
Funding Commitment Decision: \$2,311.68 - ERN approved as submitted

FCDL Date: 08/26/2008
Wave Number: 020
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2009

ATTACHMENT 6

Letter of Agency

KELLOGG & SOVEREIGN® CONSULTING, LLC
LETTER OF AGENCY : E-RATE FUNDING YEARS 2008-2012

2012

I authorize Jane Kellogg, Debi Sovereign, Mel Van Patten, and/or Mandy Harmon, representatives of Kellogg & Sovereign® Consulting, LLC to submit the E-rate Forms 470, 471, 486, 500, 472 (BEAR form), and other forms requested by the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) on behalf of our school system. We also authorize the aforementioned representatives to act as our agents in soliciting, receiving, and preparing comparisons of proposals from service providers.

Name of Applicant (School/Library): Alex Public School Dist 1-56 (BEN 139731)

As such, they are authorized to conduct the following on our behalf to:

- Prepare and submit all paperwork requested by the Schools and Libraries Division of the USAC
- Act as our agent in working with representatives of the FCC, USAC, and/or SLD to provide information as requested during application review, selective reviews, site visits, audits and any other activity associated with review of our applications
- Prepare Requests for Proposal (RFPs) to be posted to the Kellogg & Sovereign® Consulting, LLC website and distributed to appropriate vendors
- Provide information to vendors as needed to clarify information in RFPs
- Receive bids for requested services from vendors
- Notify vendors of their selection to provide services once the authorized school contact has analyzed comparisons of bids submitted to us through Kellogg & Sovereign® Consulting, LLC and we have notified Kellogg & Sovereign® Consulting, LLC of our selections.
- Complete contracts as specifically directed by the authorized school contact person for eligible E-Rate services

I also understand that in submitting these forms on our behalf, representatives of Kellogg & Sovereign® Consulting are making certifications for our school and/or library system. By signing this letter of agency, I make the following certifications as required by the Schools and Libraries Division:

1. I certify that the school(s) I represent are eligible for support because they are schools under the statutory definitions of elementary and secondary schools found in the No Child Left Behind Act of 2001, 20 U.S.C. Secs 7801(18) and (38), that do not operate as for-profit businesses and do not have endowments exceeding \$50 million.
2. I certify that the entities I represent will secure 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 will secure access to all of the resources to pay the discounted charges for eligible services from funds to which access will be secured in the applicable funding year(s). 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).
3. I certify that all of the individual school(s) I represent are covered by technology plans that are written, that cover all 12 months of the applicable funding year(s), and that have been or will be approved by an SLD-certified technology plan approver prior to the commencement of service.

4. I authorize Kellogg & Sovereign Consulting, LLC to post my Form 470 and (if applicable) make my RFP available for at least 28 days before considering all bids received and selecting a service provider. I certify that all bids submitted will be carefully considered and the most cost-effective service offering will be selected, with price being the primary factor considered, and will be the most cost-effective means of meeting educational needs and technology plan goals.
5. I certify that I will review all applicable FCC, state, and local procurement/competitive bidding requirements and that the entity or entities I represent will comply with them.
6. 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 entity or entities listed will not receive anything of value or a promise of anything of value, other than services and equipment sought by means of applications submitted with the Schools & Libraries Division, from the service provider, or any representative or agent thereof or any consultant in connection with the request for services.
7. I certify that I and the entity(ies) I represent will comply 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 will be signed contracts covering all of the services listed on the 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.
8. 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.
9. 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.
10. I certify that I am authorized to order telecommunications and other supported services for the eligible entity(ies) I represent. I certify that I am authorized to sign this Letter of Agency and all information to be provided to Kellogg & Sovereign Consulting, LLC for the E-Rate submission will be true and correct to the best of my knowledge, that the entities that are receiving discounts pursuant to the associated applications have complied with the terms, conditions, and purposes of this program, that no kickbacks were or will be paid to anyone and that false statements on universal service applications can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001 and civil violations of the False Claims Act.

11. 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 our universal service applications, or any person associated in any way with my entity and/or the entities listed on our universal service applications, is convicted of a criminal violation or held civilly liable for acts arising from their participation in the schools and libraries support mechanism.
12. I certify that if any of the funding requests listed on our universal service applications are for discounts for products or services that contain both eligible and ineligible components that Kellogg & Sovereign Consulting, LLC on our behalf will allocate the cost of the contract to eligible and ineligible components as required by the Commission's rules at 47 C.F. R. Sec. 54.504(g)(1),(2).
13. I certify that funding requests included on the related application(s) will 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).
14. I certify that the non-discount portion of the costs for eligible services will not be paid by the service provider. The pre-discount costs of eligible services featured on the applicable universal service applications will be 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.
15. I certify that prior to the commencement of service, the school(s) I represent will be in compliance with the requirements of the Children's Internet Protection Act, as codified at 47 U.S. C. Sec. 254(h) and (l).

Applicant Name (School/District): Alex Public School District, Alex, Oklahoma

Signature of Authorized Person: *Jim Washburn*

Date: 5/17/11

Printed Name of Authorized Person: JIM WASHBURN

Title: SUPV.

This authorization shall remain in effect until notified of cancellation in writing.



RETURN ORIGINAL BY MAIL TO:
Kellogg & Sovereign® Consulting
1101 Stadium Drive, Ada, OK 74820