

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

In the Matter of)
)
Requests for Waiver and Review of)
Decisions of the)
Universal Service Administrator by)
)
Charlton County School System) File Nos. SLD-466641, *et al.*
Folkston, Georgia, *et al.*)
) CC Docket No. 02-6
Schools and Libraries Universal Service)
Support Mechanism)

PETITION FOR RECONSIDERATION

Falcon School District 49 (the “District”) through the undersigned counsel and pursuant to Section 1.106 of the Federal Communications Commission’s (“FCC” or “Commission”) rules,¹ hereby petitions the Telecommunications Access Policy Division (“Division”) of the Commission’s Wireline Competition Bureau for reconsideration of the above-captioned Order.² This Petition is filed in conjunction with the Petition for Reconsideration (“Trillion’s Petition”) filed by Trillion Partners, Inc. (“Trillion”) for reconsideration of the above-captioned Order. Trillion has set forth in detail the procedural and factual history of this matter in Trillion’s Petition. The District will not restate that history here and instead incorporates Trillion’s Petition by reference as if fully set forth herein.

¹ 47 C.F.R. § 1.106.

² *Requests for Waiver and Review of Decisions of the Universal Service Administrator by Charlton County School System, Folkston, Georgia, File Nos. SLD-658765, et al.; Schools and Libraries Universal Service Support Mechanism, CC Docket No. 02-6, DA 12-260, Order (Telecommunications Access Policy Division, rel. Feb. 23, 2012) (“Order”).*

On November 18, 2010, the District filed with the Commission an appeal of USAC's decisions denying the District's applications and rescinding funding commitments for funding years 2005 through 2010 (the "Appeal").³ On February 23, 2010, the Division issued the *Order*, consisting of two-paragraphs, denying the Appeal.⁴ The Appeal is incorporated herein by reference.

The competitive bidding process that resulted in the award of a contract to Trillion for funding year 2005 was conducted in a fair and open manner and was not tainted in any way. All bidders were treated the same and none of the information provided to any prospective bidder was withheld from any other prospective bidder. If the goal of a fair and open competition is to secure the best-value service at a market-competitive rate, the service provider selection process conducted by the District most certainly achieved this goal. The *Order* erred in concluding, without a review of the District's or Trillion's arguments and evidence, that there was a violation of the Commission's rules. The loss of funding will be devastating to the District.

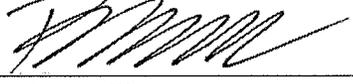
For all of the reasons set forth in Trillion's Petition and the Appeal, the District respectfully requests that the Division reconsider the *Order* and grant the Appeal.

³ Letter from Brad A. Miller, Law Office of Brad A. Miller, counsel to Falcon School District 49, to Federal Communications Commission (dated Nov. 18, 2010 (regarding Form 471 Application Numbers 466641, 717469, 662600, 577449, 627866, 532406) ("*District's Appeal*").

⁴ *Order*, ¶ 1.

Respectfully submitted,

Falcon School District 49

By: 

Brad A. Miller
Law Office of Brad A. Miller
5665 Vessey Road
Colorado Springs, CO 80908
719-338-4189

March 22, 2012

Its Attorney