

**Before the
Federal Communications Commission
Washington DC 20554**

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Request for Waiver of Form 471)	
Filing Deadline for Pequot Lakes)	Administrator Correspondence Dated
School District, Pequot Lakes, MN)	May 10, 2012
)	
)	
Schools and Libraries Universal Service)	CC Docket No. 02-6
Support Mechanism)	
)	

Request for Waiver

In accordance with Sections 54.719 through 54.721 of the Commission’s Rules, Pequot Lakes School District (Pequot), through its consultant, requests Federal Communications Commission (Commission) review of a decision by the Schools and Libraries Division of the Universal Service Administrative Company (Administrator) and waiver of the March 20, 2012 deadline for submission of Fund Year 2012 Form 471 Discounted Services Application.

Pequot Lakes School District
Billed Entity Number: 133956
FCC Registration Number: 0012023883
Form 471 Number: 875719

Background

Pequot filed a single Form 471 for Fund Year 2012, number 875719. The funding requests represent E-Rate eligible services for Pequot.

Prior to the Fund Year 2012 application filing season the Pequot E-Rate coordinator left the school district and E-Rate duties were not immediately reassigned. Upon discovering a Form 470 had not been filed for Fund Year 2012, the new coordinator filed a Form 470 on March 6,

2012. The allowable contract award date of April 3, 2012 fell outside the Form 471 filing window. Pequot was advised that selecting a vendor prior to the 28 day posting period is absolutely forbidden under E-Rate regulations.

Pequot complied with the 28 day Form 470 posting requirement, selected service providers in accordance with state and local procurement regulations and filed a Form 471 immediately thereafter.

Discussion

The Commission has routinely granted Form 471 filing deadline waivers for good cause. Specifically, in the Academy of Math and Science Order, the Commission enumerated the general conditions for deadline waivers: Applications filed within 14 days after the FCC Form 471 filing window deadline, applications filed late due to illness of E-Rate staff or death of his or her family.¹ The Commission has previously granted deadline waivers for other reasons including death or military deployment of E-Rate coordinators.² Pequot filed a Form 471 online as soon as possible after selecting service providers. The application was submitted online within two weeks of the filing deadline and the certification was postmarked before the extended deadline for certification submission.

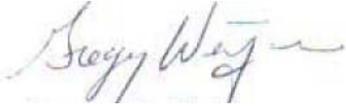
Conclusion

The Pequot application falls within the parameters of Commission precedence for waiver. Specifically, the Pequot application was submitted within 14 days of the filing deadline. Pequot did not have an E-Rate coordinator prior to March 2012 and had very limited knowledge of E-Rate regulations and filing deadlines. Pequot asks the Commission to waive the Form 471 filing deadline for the application here under appeal and restore the application to In Window status.

¹ Academy of Math and Science, FCC 10-122, Rel. July 8, 2010 at 4.

² Academy of Academic Excellence, DA 07-1180, Rel. March 9, 2007; Greenfield Public School District, DA 06-487, Rel. February 28, 2006 (Deployment).

Respectfully submitted this 11th day of May 2012,

A handwritten signature in cursive script, appearing to read "Greg Weisiger", with a horizontal line underneath.

Greg Weisiger

Consultant to Pequot Lakes School District