

## Technology Services



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May 14, 2012

Erie 1 BOCES Education Campus  
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Letter of Appeal  
Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12th Street, SW  
Washington, DC 20554

Re: CC Docket No. 02-6  
Appeal of USCA Denial of a Service Substitution Request

### Vital Information

Contact Name: Patrick Doyle or Susan Melancon  
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Telephone number: (716) 821-7051 / 821-7455  
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E-mail address: pdoyle@e1b.org  
Applicant Name: Erie 1 BOCES  
Billed entity number: 149384  
471 application number: 769123  
FRN: 2081029  
SPIN: 143005769

### Explanation of Appeal

We are writing to appeal the denial of a Service Substitution request for FRN 2081029.

A service substitution was sent in for FRN 2081029 on 4/16/2012 via the SLD online system and was assigned case # 22-358931. We received a denial letter from the SLD dated 4/16/2012 stating the reason as "The service substitution request was received or postmarked after the deadline for submitting requests – which is the last day to receive service for that FRN – i.e., June 30 of the relevant Funding Year for recurring services". We waited to file the Service Substitution until the FCDL was received as we thought this was the proper procedure for filing. Therefore, we feel this is a clerical error the request was not filed before June 30 of the relevant funding year.

I have attached copies of the service substitution submittals, the Administrators decision, the appeal letter to USAC, and the USAC appeal denial letter.

Based on this information we ask that the filing deadline be waived and this service substitution request be allowed to be submitted. We believe this was a ministerial and clerical error that the deadline was missed.

Thank you for your consideration in this matter.

Sincerely,

A handwritten signature in black ink that reads "Patrick Doyle". The signature is written in a cursive, flowing style.

Patrick Doyle  
Computer Support Technician, E-Rate Services