

**Before the
Federal Communications Commission
Washington DC**

In the Matter of:

)	
Petition for Reconsideration of a)	
Decision of the Wireline Competition Bureau))	DA 12-797
for Thomasville City, Georgia)	Released May 22, 2012
Public Schools)	
)	
)	
Schools and Libraries Universal Service)	CC Docket No. 02-6
Support Mechanism)	

Petition for Reconsideration

Thomasville City, Georgia public schools (Thomasville) requests reconsideration of a Decision by the Wireline Competition Bureau (Bureau) in accordance with Title 47, Part 1, section 1.106 of Commission rules. This petition comes timely submitted within 30 days of the Administrator decision.

Requestor: Thomasville City Public Schools
Billed Entity Number: 127530
FCC Registration Number 0013076377
Funding Request Numbers: 1291059
Form 471 Numbers: 468560

In a decision released May 22, 2012, the Bureau denied appeals by five E-Rate applicants stating that the entities receiving support were not eligible to receive E-Rate discounts, without elaboration.¹ Thomasville requested the Commission overturn an Administrator decision in a Commitment Adjustment Letter which adjusted the funding commitment for the above referenced FRN. The Administrator contending the Balfour School for Young Children (School), Entity Number 181456, was not eligible for funding. The Administrator requested \$727 be returned to the Administrator for E-Rate eligible services delivered to the School. The Commitment Adjustment letter was generated as a result of a 2008 audit by KPMG of the Thomasville E-Rate applications. The final audit findings were dated February 18, 2008.

¹ CCRC Community Link, DA 12-797, CC Docket 02-6, Rel. May 22, 2012 at 1.

Thomasville appealed the decision to the Administrator in correspondence dated July 7, 2009. On July 17, 2009 the Administrator denied the appeal stating "...invoices submitted to USAC included charges for Pre-K facility Balfour School For Young Children, BEN 181456; which is not eligible to receive funding as Pre-K entities are not recognized by the state of Georgia."

Discussion

In its decision, the Bureau did not address the Thomasville argument that the dollar amount of the Commitment Adjustment should fall within the *de minimis* exemption limit suggested under the Commission's Third Report and Order.² The Commission has not established a *de minimis* amount for the Administrator since the Third Report and Order Notice of Proposed Rulemaking was issued. Many commenters suggested that \$1,000 be set as the *de minimus* level for the E-Rate program. Thomasville asks that the Bureau set the *de minimus* exemption at \$1,000 and overturn this decision.

Respectfully Submitted this 19th Day of June 2012,

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² Third Report and Order and Second Notice of Proposed Rulemaking, FCC 03-323, Rel. December 23, 2003 at 82.