

Request for Review

CC Docket No. 02-6

Federal Communications Commission

Dear Sir or Madam:

I am submitting a letter of appeal requesting review of a funding decision made by USAC.

I have already submitted an appeal to USAC and the appeal has been denied.

During a selective review of the 2011-2012 applications, USAC denied funding for (2) applications citing that price was not the primary factor in vendor selection. The vendor selected, ATT, was awarded a (3) year contract to provide telecommunication services for 2009-2010, 2010-2011, and 2011-2012. In addition to denying the funding for 2011-2012, USAC has sent a Notification of Commitment Adjustment Letter for the 2009-2010 and 2010-2011 years.

Bidding process

The Form 470 for funding year 2009-2010 listed the following services:

- ISDN services (2) or as required
- POTS / Centrex / measured business (95) or as required
- DID – (600) or as required
- Long distance for above circuits

Quotes were received from ATT and First Communications.

Evaluation of quotes

Our normal evaluation (see E-Rate summary attached) is:

- 40% cost
- 20% national presence
- 20% local coverage
- 20% perception of needs

The quote for ATT listed costs for all services as posted.

The response from First Communication did NOT list the costs for the POTS lines. Upon prompting, a cost of \$25.95 was quoted via e-mail (see attached). However, upon investigation it was determined that First Communications did not include all costs for the POTS circuits. When questioned, they said that an additional charge (EUCL) of \$10.00 per circuit would be incurred (as handwritten on e-mail).

Since First Communications repeatedly did not clearly and accurately respond to our stated needs, I increased the weighting given to “perception of needs” resulting in the following evaluation matrix:

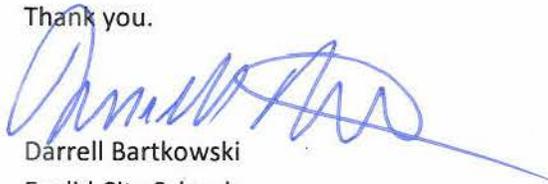
- 40% cost
- 20% national presence
- 40% perception of needs

There was never any intention to violate bidding rules. The “perception of needs” category of evaluation was increased to reflect the fact that the vendor was not forthcoming in providing complete and accurate pricing information. In doing so I made a clerical error in that the “perception of needs” category was now rated the same as “cost”.

Please also note that ATT, which was the selected vendor, was the least cost (see Telco vendor detailed cost comparison as attached).

I respectfully request that you review the documentation provided and instruct USAC to approve funding for 2011-2012 and stop COMAD proceedings for 2009-2010 and 2010-2011.

Thank you.



Darrell Bartkowski
Euclid City Schools
(216) 797-2960
(216) 289-8849 Fax
dbartkowski@euclid.k12.oh.us

Attachments:

- First Communications quote (2 pages)
- E-mail from First Communications with cost for POTS lines, plus EUCL charge (handwritten) after phone contact with vendor (1 Page)
- Telco vendor detailed cost comparison (1 page)
- E-Rate summary for 2009-2010 showing standard evaluation matrix and change to Telco evaluation (3 pages)
- Appeal denials from USAC (2)
- Appeal acknowledgement from USAC (2)
- Appeal letter to USAC
- FCDL for 2011-2012 (2)
- Notification of Commitment Adjustment Letters (4)

2011-2012 funding requests

Applicant name: Euclid City School District
BEN: 129493
Form 471: 783913, 784521
FRN: 2121229, 2122540

2010-2011 funding requests

Applicant name: Euclid City School District
BEN: 129493
Form 471: 741387, 741254
FRN: 2002048, 2001504

2009-2010 funding requests

Applicant name: Euclid City School District
BEN: 129493
Form 471: 678171, 677880
FRN: 1851685, 1850862



Legacy T1 Pricing - All markets

Local T1			
Zone	12	24	36
1	\$399.00	\$374.00	\$349.00
2	\$449.00	\$424.00	\$399.00
3	\$499.00	\$474.00	\$449.00
Install	\$500.00	\$500.00	\$500.00

FirstConnect DT1			
	12	24	36
1	\$349.00	\$324.00	\$299.00
2	\$399.00	\$374.00	\$349.00
3	\$499.00	\$474.00	\$449.00
Install	\$500.00	\$500.00	\$500.00

ISDN PRI			
Zone	12	24	36
1	\$399.00	\$374.00	\$349.00
2	\$449.00	\$424.00	\$399.00
3	\$499.00	\$474.00	\$449.00
Install	\$500.00	\$500.00	\$500.00

Field Level Authority	Zone 1	Zone 2	Zone 3
Retail	0%	0%	0%
Manager	8%	6%	4%
Director	10%	8%	6%

Rack Long Distance Rates	
Standard	\$0.029

Product	Includes
Local T1	0 - 24 unlimited local voice lines
ISDN PRI	23 unlimited local voice lines
FirstComplete DT1	1 voice line and 1.54 Mbps of dynamically allocated internet connectivity

Local T1 Local Lines include	
Caller ID with Name and Number	Call Waiting
Return Call	Repeat Dialing
Speed Dialing 30	Three Way Calling
Call Forward Variable	Call Forward Don't Answer
Call Forward Busy	900/976 Blocking
Hunting	Call Transfer Deluxe
Anonymous Call Rejection	Selective Call Rejection

ISDN PRI includes	
Caller ID on the main number	
DID's	
Per block of 20	\$5.00
Installation per request	\$25.00

Evclid City Schools would be considered zone 2 pricing.

Address Match:

Euclid City School District
CO: Zone 2 pricing
validation

DT1 Price Zone - Zone 2 : NearNet, NearNet
DS1 Price Zone - Zone 2 : NearNet, NearNet
DS0 Price Zone - Zone 2 : Onnet
NPA / NXX: 216 / 731
LOC NAME: CLEVELAND
RC ABBRE: CLEVELAND
SWITCH: ECLDOH73
OCN: 9321
LOC STATE: OH
LATA: 320
LATA NAME: CLEVELAND OHIO
ADDRESS: 651 E 222 ST
EUCLID, OH 44123
TODAY'S DATE: 1/9/2009
USER: TACCARDI
AV ORDER ID: SNWR09010992928

Subject: First Communications
Date: Fri, 9 Jan 2009 15:00:15 -0500
X-MS-Has-Attach: yes
X-MS-TNEF-Correlator:
From: "Tony Accardi" <taccardi@firstcomm.com>
To: <dbartkowski@euclid.k12.oh.us>
Cc: "Kurt Kidder" <kkidder@firstcomm.com>
X-CTCH-RefID: str=0001.0A090201.4967ACE9.01D4,ss=1,fgs=0
X-RCPT-TO: <dbartkowski@euclid.k12.oh.us>
X-IMail-ThreadID: acd001620000544b

Darrell,

Attached is your PRI quote in reference to your posted 470. I will contact you Monday to review and schedule an appointment to come up with my Sales Engineer and meet with you. We are a solutions based carrier and our goal is to fully understand your applications and business model prior to making a recommendation to do business with us.

Analog lines are \$25.95 each in Zone 2. *+ \$10 EA CL -> \$35.95*

Have a great weekend.

Warm Regards,
Tony Accardi

Warm Regards,
Tony Accardi
First Communications
ESG, Sr. Solutions Consultant - Cisco CSE
3340 West Market Street
Akron, Ohio 44044
440-724-3342
800-860-1261 x.2314
F # 888-884-8682



[EuclidCitySchoolDistrict010909.pdf](#)

Telco for 2009-2010

ATT

ISDN PRI (unlimited)	2	460.00	920.00	
Centrex	95	25.66	2,437.70	(No change in cost from previous contract)
DID	1200	0.2	240.00	
Long Distance	7000	0.03	203.00	(No change in cost from previous contract)
			3,800.70	Total

First Communications

ISDN PRI (unlimited)	2	399.00	798.00	
Centrex	95	35.95	3,415.25	(\$25.95 + \$10.00 EUCL)
DID	1200	0.25	300.00	
Long Distance	7000	0.03	203.00	
			4,716.25	Total

Weighting

Vendor comparison

Costs	40%
4 ATT	Least expensive
3 First Communications	
National Presence	20% Rated equally
2 ATT	
2 First Communications	
Perception of needs	40%
4 ATT	
3 First Communications	Had to prompt for charges beyond primes
Total	
10 ATT	
8 First Communications	

E-Rate Form 470 Competitive Bidding Process
Services for 7/1/2009 through 6/30/2010

Internet Service

A Form 470 was posted on 12/31/2008 with an allowable contract date of 1/28/2009.

ATT and Proficient Telecom responded with quotes. LNOCA responded with a quote on 2/5/2009 – after a vendor had been selected, contract signed, and 471 posted.

Quotes were evaluated as follows (1-low rating, 4-high rating):

- 40% Cost
- 20% National presence
- 20% Local coverage
- 20% Perception of needs

Category	PT	ATT
Cost	0	4
National Presence	2	2
Local coverage	2	2
Perception of needs	0	2
TOTAL	4	10

Proficient Telecom responded with a boilerplate quote. Euclid asked for a minimum of 15MB of bandwidth. Proficient Telecom's quote addressed a bonded 6MB bandwidth.

ATT was selected as the vendor providing the most cost-effective service.

A Form 471 was posted on 02/04/2008 after signing a (3) year contract. The contract will cover 7/1/2009 to 6/30/2012.

Alarm circuits (MTM)

A Form 470 was posted on 12/31/2008 with an allowable contract date of 1/28/2009.

Only our incumbent provider ATT provided a quote for continuing service. ATT was selected as the most cost-effective provider.

A Form 471 was posted for 2009-2010 on 2/4/2009.

E-Rate Form 470 Competitive Bidding Process
Services for 7/1/2009 through 6/30/2010

Telco service – ISDN, Centrex, Long distance

A Form 470 was posted on 12/31/2008 with an allowable contract date of 1/28/2009.

ATT and First Communications responded with quotes. First Communication had to be prompted to provide costs for items requested in the 470 but not provided in the quote.

Quotes were evaluated as follows (1-low rating, 4-high rating):

- 40% Cost
- 20% National presence
- 40% Perception of needs

Category	First Comm.	ATT
Cost	3	4
Local coverage	2	2
Perception of needs	3	4
TOTAL	8	10

ATT was selected as the vendor providing the most cost-effective service.

A Form 471 was posted on 02/04/2009 after signing a (3) year contract. The contract will cover 7/1/2009 to 6/30/2012

Wireless LAN maintenance (Internal Connections – Maintenance)

A Form 470 was posted on 12/31/2008 with an allowable contract date of 1/28/2009.

Only TEC Communications provided a quote.

TEC Communications was selected as the most cost-effective provider. A contract was signed on 02/04/2009.

A Form 471 was posted on 02/04/2009.

E-Rate Form 470 Competitive Bidding Process
Services for 7/1/2009 through 6/30/2010

Cellular Service

A Form 470 was posted on 12/31/2008 with an allowable contract date of 1/28/2009.

ATT, Alltel, and Verizon (incumbent carrier) were contacted to provide quotes. ATT and Verizon responded with quotes. Alltel did not respond with a quote.

Quotes were evaluated as follows (1-low rating, 4-high rating):

- 40% Cost
- 20% National presence
- 20% Local coverage
- 20% Perception of needs

Category	ATT	Verizon
Cost	3	4
National Presence	2	2
Local coverage	2	2
Perception of needs	2	2
TOTAL	9	10

Verizon was selected as the most cost-effective provider.

A Form 471 was posted on 02/01/2008 – no contract was signed. The service will be provided month-to-month (MTM) starting 7/1/2009.



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2011-2012

July 25, 2012

Darrell Bartkowski
Euclid City School District
651 E 222nd St
Euclid, OH 44123-2031

Re: Applicant Name: EUCLID CITY SCHOOL DISTRICT
Billed Entity Number: 129493
Form 471 Application Number: 783913
Funding Request Number(s): 2121229
Your Correspondence Dated: June 11, 2012

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 appeal of USAC's Funding Year 2011 Funding Commitment Decision Letter for the Application 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 Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 2121229
Decision on Appeal: **Denied**
Explanation:

- During the appeal review, USAC thoroughly assessed the facts presented in the appeal letter, the relevant documentation on file, and the FCC Rules and Procedures before making its determination on your appeal. The record shows that during review of Euclid City School District Form 471 application, Euclid City School District was contacted and asked to provide documentation explaining the vendor selection process. The documentation provided by Euclid City School District on September 28, 2011 included the bid evaluation score sheet, number of bids received and factors used in the vendor selection process. USAC has thoroughly reviewed this documentation and determined that price was not a factor in the vendor selection process. Program rules require that price must be the primary factor in the vendor selection process. Therefore, USAC correctly determined that the vendor selection process did not comply with the competitive

bidding rules of the schools and libraries support mechanism. You did not demonstrate in your appeal that price was the primary factor when Euclid City School District selected their service provider. Consequently, the appeal is denied.

- FCC rules require that applicants select the most cost-effective products and/or services offering with price being the primary factor. Applicants may take other factors into consideration, but in selecting the winning bid, price must be given more weight than any other single factor. *See* 47 C.F.R. sec. 54.511(a); also, Request for Review by Ysleta Independent School District, et al., Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc., CC Docket Nos. 96-45, 97-21, Order, 18 FCC Rcd 26407, 26429, FCC 03-313 para. 50 (rel. Dec. 8, 2003). Ineligible products and services may not be factored into the cost-effective evaluation. *See* Common Carrier Bureau Reiterates Services Eligible for Discounts to Schools and Libraries, CC Docket No. 96-45, Public Notice, 13 FCC Rcd 16570, DA 98-1110 (rel. Jun. 11, 1998).

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either USAC or the FCC. For appeals that have been denied in full, partially approved, dismissed, or canceled, 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 received or postmarked within 60 days of the 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.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2011-2012

July 25, 2012

Darrell Bartkowski
Euclid City School District
651 E 222nd St
Euclid, OH 44123-2031

Re: Applicant Name: EUCLID CITY SCHOOL DISTRICT
Billed Entity Number: 129493
Form 471 Application Number: 784521
Funding Request Number(s): 2122540
Your Correspondence Dated: June 11, 2012

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 appeal of USAC's Funding Year 2011 Funding Commitment Decision Letter for the Application 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 Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 2122540
Decision on Appeal: **Denied**
Explanation:

- During the appeal review, USAC thoroughly assessed the facts presented in the appeal letter, the relevant documentation on file, and the FCC Rules and Procedures before making its determination on your appeal. The record shows that during review of Euclid City School District Form 471 application, Euclid City School District was contacted and asked to provide documentation explaining the vendor selection process. The documentation provided by Euclid City School District on September 28, 2011 included the bid evaluation score sheet, number of bids received and factors used in the vendor selection process. USAC has thoroughly reviewed this documentation and determined that price was not a factor in the vendor selection process. Program rules require that price must be the primary factor in the vendor selection process. Therefore, USAC correctly determined that the vendor selection process did not comply with the competitive

bidding rules of the schools and libraries support mechanism. You did not demonstrate in your appeal that price was the primary factor when Euclid City School District selected their service provider. Consequently, the appeal is denied.

- FCC rules require that applicants select the most cost-effective products and/or services offering with price being the primary factor. Applicants may take other factors into consideration, but in selecting the winning bid, price must be given more weight than any other single factor. *See* 47 C.F.R. sec. 54.511(a); also, Request for Review by Ysleta Independent School District, et al., Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc., CC Docket Nos. 96-45, 97-21, Order, 18 FCC Rcd 26407, 26429, FCC 03-313 para. 50 (rel. Dec. 8, 2003). Ineligible products and services may not be factored into the cost-effective evaluation. *See* Common Carrier Bureau Reiterates Services Eligible for Discounts to Schools and Libraries, CC Docket No. 96-45, Public Notice, 13 FCC Rcd 16570, DA 98-1110 (rel. Jun. 11, 1998).

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either USAC or the FCC. For appeals that have been denied in full, partially approved, dismissed, or canceled, 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 received or postmarked within 60 days of the 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.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Appeal Acknowledgement Letter

Funding Year 2011: July 1, 2011 - June 30, 2012

June 12, 2012

Darrell Bartkowski
EUCLID CITY SCHOOL DISTRICT
651 E 222ND ST
EUCLID, OH 44123-2031

Subject: **EUCLID CITY SCHOOL DISTRICT**

Darrell Bartkowski,

Universal Service Administrative Company has received your correspondence, dated June 11, 2012, on June 11, 2012, regarding the FY 2011 funding decision of your Form 471 Application Number 783913 – FRN 2121229.

These are the steps that will now follow:

1. We will review your correspondence carefully to identify the specific issue(s) it raises.
2. We will consult the Program Integrity Assurance records and all supporting documentation for the application. Our goal is to determine whether the program rules were administered appropriately in processing your application.
3. Once the review process is completed we will respond in writing and state whether your appeal is approved, denied or approved in part. A Revised Funding Commitment Decision Letter will follow for any approved appeal resulting in additional discounts for your application. Funds have been set aside to implement funding decisions for appeals approved by the USAC and/or the Federal Communications Commission.

We will perform an in-depth review of your appeal. Our goal is to respond to you as promptly as possible. We thank you in advance for your patience as we handle your appeal with the care and attention it deserves.

Universal Service Administrative Company



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Appeal Acknowledgement Letter

Funding Year 2011: July 1, 2011 - June 30, 2012

June 12, 2012

Darrell Bartkowski
EUCLID CITY SCHOOL DISTRICT
651 E 222ND ST
EUCLID, OH 44123-2031

Subject: EUCLID CITY SCHOOL DISTRICT

Darrell Bartkowski,

Universal Service Administrative Company has received your correspondence, dated June 11, 2012, on June 11, 2012, regarding the FY 2011 funding decision of your Form 471 Application Number 784521 – FRN 2122540.

These are the steps that will now follow:

1. We will review your correspondence carefully to identify the specific issue(s) it raises.
2. We will consult the Program Integrity Assurance records and all supporting documentation for the application. Our goal is to determine whether the program rules were administered appropriately in processing your application.
3. Once the review process is completed we will respond in writing and state whether your appeal is approved, denied or approved in part. A Revised Funding Commitment Decision Letter will follow for any approved appeal resulting in additional discounts for your application. Funds have been set aside to implement funding decisions for appeals approved by the USAC and/or the Federal Communications Commission.

We will perform an in-depth review of your appeal. Our goal is to respond to you as promptly as possible. We thank you in advance for your patience as we handle your appeal with the care and attention it deserves.

Universal Service Administrative Company



Universal Service Administrative Company

Schools and Libraries Division



FUNDING COMMITMENT DECISION LETTER
(Funding Year 2011: 07/01/2011 - 06/30/2012)

June 5, 2012

Darrell Bartkowski
EUCLID CITY SCHOOL DISTRICT
651 E 222ND ST
EUCLID, OH 44123-2031

Re: Form 471 Application Number: 784521
Billed Entity Number (BEN): 129493
Billed Entity FCC RN: 0012663274
Applicant's Form Identifier: TELCO-1112

Thank you for your Funding Year 2011 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, \$43,265.85 is "Denied."

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 784521 as assigned by USAC,
 - "Funding Commitment Decision Letter for Funding Year 2011," AND
 - The exact text or the decision that you are appealing.

FUNDING COMMITMENT REPORT
Billed Entity Name: EUCLID CITY SCHOOL DISTRICT
BEN: 129493
Funding Year: 2011



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

Form 471 Application Number: 784521
Funding Request Number: 2122540
Funding Status: Not Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 854730000717920
SPIN: 143001688
Service Provider Name: The Ohio Bell Telephone Company
Contract Number: N/A
Billing Account Number: 216 R87 0005
Multiple Billing Account Numbers: Y
Service Start Date: 07/01/2011
Service End Date: N/A
Contract Award Date: 02/05/2009
Contract Expiration Date: 06/30/2012
Shared Worksheet Number: 1298132
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$49,705.80
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$1,195.20
Pre-discount Amount: \$50,901.00
Discount Percentage Approved by the USAC: 85%
Funding Commitment Decision: \$0.00 - Selective - Bidding Violation
Funding Commitment Decision Explanation: DR1: In the Ysleta Order, the FCC concluded price must be the primary factor in selecting a winning bidder. Documentation provided shows that vendor evaluation took place after the Ysleta Order was released and price was not the primary factor in selecting the winning bidder.

FCDL Date: 06/05/2012
Wave Number: 047
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2013
Consultant Name:
Consultant Number (CRN):
Consultant Employer:



Universal Service Administrative Company

Schools and Libraries Division



FUNDING COMMITMENT DECISION LETTER
(Funding Year 2011: 07/01/2011 - 06/30/2012)

June 5, 2012

Darrell Bartkowski
EUCLID CITY SCHOOL DISTRICT
651 E 222ND ST
EUCLID, OH 44123-2031

Re: Form 471 Application Number: 783913
Billed Entity Number (BEN): 129493
Billed Entity FCC RN: 0012663274
Applicant's Form Identifier: LD-1112

Thank you for your Funding Year 2011 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, \$2,040.00 is "Denied."

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 783913 as assigned by USAC,
 - "Funding Commitment Decision Letter for Funding Year 2011," AND
 - The exact text or the decision that you are appealing.

FUNDING COMMITMENT REPORT
Billed Entity Name: EUCLID CITY SCHOOL DISTRICT
BEN: 129493
Funding Year: 2011



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

Form 471 Application Number: 783913
Funding Request Number: 2121229
Funding Status: Not Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 854730000717920
SPIN: 143008823
Service Provider Name: SBC Long Distance, LLC.
Contract Number: N/A
Billing Account Number: 216 R85 0005
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2011
Service End Date: N/A
Contract Award Date: 02/05/2009
Contract Expiration Date: 06/30/2012
Shared Worksheet Number: 1297145
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$2,400.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$2,400.00
Discount Percentage Approved by the USAC: 85%
Funding Commitment Decision: \$0.00 - Selective - Bidding Violation
Funding Commitment Decision Explanation: DR1: In the Ysleta Order, the FCC concluded price must be the primary factor in selecting a winning bidder. Documentation provided shows that vendor evaluation took place after the Ysleta Order was released and price was not the primary factor in selecting the winning bidder.

FCDL Date: 06/05/2012
Wave Number: 047
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2013
Consultant Name:
Consultant Number (CRN):
Consultant Employer:



Notification of Commitment Adjustment Letter

Funding Year 2010: July 1, 2010 - June 30, 2011

June 27, 2012

Darrell Bartkowski
EUCLID CITY SCHOOL DISTRICT
651 E 222ND ST
EUCLID, OH 44123 2031

Re: Form 471 Application Number: 741387
Funding Year: 2010
Applicant's Form Identifier: TELCO-1011
Billed Entity Number: 129493
FCC Registration Number: 0012663274
SPIN: 143001688
Service Provider Name: The Ohio Bell Telephone Company
Service Provider Contact Person: Michael Swisher

Our routine review of Schools and Libraries Program (Program) funding commitments has revealed certain applications where funds were committed in violation of Program rules.

In order to be sure that no funds are used in violation of Program rules, the Universal Service Administrative Company (USAC) must now adjust your overall funding commitment. The purpose of this letter is to make the required adjustments to your funding commitment, and to give you an opportunity to appeal this decision. USAC has determined the applicant is responsible for all or some of the violations. Therefore, the applicant is responsible to repay all or some of the funds disbursed in error (if any).

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100 S. Jefferson Rd.
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Whippany, NJ 07981

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FUNDING COMMITMENT ADJUSTMENT REPORT

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Note that if the Funds Disbursed to Date amount is less than the Adjusted Funding Commitment amount, USAC will continue to process properly filed invoices up to the Adjusted Funding Commitment amount. Review the Funding Commitment Adjustment Explanation in the attached Report for an explanation of the reduction to the commitment(s). Please ensure that any invoices that you or your service provider(s) submits to USAC are consistent with Program rules as indicated in the Funding Commitment Adjustment Explanation. If the Funds Disbursed to Date amount exceeds your Adjusted Funding Commitment amount, USAC will have to recover some or all of the disbursed funds. The Report explains the exact amount (if any) the applicant is responsible for repaying.

Schools and Libraries Division
Universal Services Administrative Company

cc: Michael Swisher
The Ohio Bell Telephone Company

Funding Commitment Adjustment Report for
Form 471 Application Number: 741387

Funding Request Number: 2002048
Services Ordered: TELCOMM SERVICES
SPIN: 143001688
Service Provider Name: The Ohio Bell Telephone Company
Contract Number: N/A
Billing Account Number: 216 R87 0005
Site Identifier: 129493
Original Funding Commitment: \$35,433.84
Commitment Adjustment Amount: \$35,433.84
Adjusted Funding Commitment: \$0.00
Funds Disbursed to Date \$34,859.74
Funds to be Recovered from Applicant: \$34,859.74
Funding Commitment Adjustment Explanation:

After a thorough investigation, it has been determined that this funding commitment must be rescinded in full. During a review, it was determined that the price of eligible products and services was not the primary factor in the vendor selection process. This determination was based on information provided by the applicant, which had both Price and Perception of Needs weighted at 40%. FCC rules require that applicants select the most cost-effective product and/or service offering with price being the primary factor. Applicants may take other factors into consideration, but in selecting the winning bid, price must be given more weight than any other single factor. Ineligible products and services may not be factored into the cost-effective evaluation. Since price was not the primary factor in the vendor selection process, the commitment has been rescinded in full and USAC will seek recovery of any improperly disbursed funds from the applicant.



Notification of Commitment Adjustment Letter

Funding Year 2010: July 1, 2010 - June 30, 2011

June 27, 2012

Darrell Bartkowski
EUCLID CITY SCHOOL DISTRICT
651 E 222ND ST
EUCLID, OH 44123 2031

Re: Form 471 Application Number: 741254
Funding Year: 2010
Applicant's Form Identifier: LD-1011
Billed Entity Number: 129493
FCC Registration Number: 0012663274
SPIN: 143008823
Service Provider Name: SBC Long Distance, LLC.
Service Provider Contact Person: Geralene King

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Schools and Libraries Division
Universal Services Administrative Company

cc: Geralene King
SBC Long Distance, LLC.

Funding Commitment Adjustment Report for
Form 471 Application Number: 741254

Funding Request Number: 2001504
Services Ordered: TELCOMM SERVICES
SPIN: 143008823
Service Provider Name: SBC Long Distance, LLC.
Contract Number: N/A
Billing Account Number: 216 R85 0005
Site Identifier: 129493
Original Funding Commitment: \$1,968.00
Commitment Adjustment Amount: \$1,968.00
Adjusted Funding Commitment: \$0.00
Funds Disbursed to Date \$1,799.66
Funds to be Recovered from Applicant: \$1,799.66
Funding Commitment Adjustment Explanation:

After a thorough investigation, it has been determined that this funding commitment must be rescinded in full. During a review, it was determined that the price of eligible products and services was not the primary factor in the vendor selection process. This determination was based on information provided by the applicant, which had both Price and Perception of Needs weighted at 40%. FCC rules require that applicants select the most cost-effective product and/or service offering with price being the primary factor. Applicants may take other factors into consideration, but in selecting the winning bid, price must be given more weight than any other single factor. Ineligible products and services may not be factored into the cost-effective evaluation. Since price was not the primary factor in the vendor selection process, the commitment has been rescinded in full and USAC will seek recovery of any improperly disbursed funds from the applicant.



Notification of Commitment Adjustment Letter

Funding Year 2009: July 1, 2009 - June 30, 2010

June 27, 2012

Darrell Bartkowski
EUCLID CITY SCHOOL DISTRICT
651 E 222ND ST
EUCLID, OH 44123 2031

Re: Form 471 Application Number: 678171
Funding Year: 2009
Applicant's Form Identifier: TELCO0910
Billed Entity Number: 129493
FCC Registration Number: 0012663274
SPIN: 143001688
Service Provider Name: The Ohio Bell Telephone Company
Service Provider Contact Person: Michael Swisher

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Schools and Libraries Division
Universal Services Administrative Company

cc: Michael Swisher
The Ohio Bell Telephone Company

Funding Commitment Adjustment Report for
Form 471 Application Number: 678171

Funding Request Number:	1851685
Services Ordered:	TELCOMM SERVICES
SPIN:	143001688
Service Provider Name:	The Ohio Bell Telephone Company
Contract Number:	N/A
Billing Account Number:	216 R87 0005
Site Identifier:	129493
Original Funding Commitment:	\$33,477.53
Commitment Adjustment Amount:	\$33,477.53
Adjusted Funding Commitment:	\$0.00
Funds Disbursed to Date	\$33,477.53
Funds to be Recovered from Applicant:	\$33,477.53
Funding Commitment Adjustment Explanation:	

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Funding Year 2009: July 1, 2009 - June 30, 2010

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Darrell Bartkowski
EUCLID CITY SCHOOL DISTRICT
651 E 222ND ST
EUCLID, OH 44123 2031

Re: Form 471 Application Number: 677880
Funding Year: 2009
Applicant's Form Identifier: LD0910
Billed Entity Number: 129493
FCC Registration Number: 0012663274
SPIN: 143008823
Service Provider Name: SBC Long Distance, LLC.
Service Provider Contact Person: Geralene King

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Schools and Libraries Division
Universal Services Administrative Company

cc: Geralene King
SBC Long Distance, LLC.

Funding Commitment Adjustment Report for
Form 471 Application Number: 677880

Funding Request Number: 1850862
Services Ordered: TELCOMM SERVICES
SPIN: 143008823
Service Provider Name: SBC Long Distance, LLC.
Contract Number: 849874128
Billing Account Number: 216 R87 0005
Site Identifier: 129493
Original Funding Commitment: \$1,944.00
Commitment Adjustment Amount: \$1,944.00
Adjusted Funding Commitment: \$0.00
Funds Disbursed to Date \$1,944.00
Funds to be Recovered from Applicant: \$1,944.00
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