



E-Rate Funding—Guaranteed

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October 10, 2012

Pleading for Leave to File
Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
9300 East Hampton Drive
Capitol Heights, MD 20743

The Monsignor Donovan High School hereby pleads for leave to file a late appeal, as required in 47 C.F.R. § 1.106(f). The request for review of the Churchill Order¹ is being filed separately.

BEN: 9468
Entity Name: Monsignor Donovan High School

The person who can most readily discuss this with you is the district's E-Rate consultant:

Name: Dan Riordan
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The Churchill Order was released in the summer, when the district's E-Rate coordinator was not working. The coordinator did not become aware of the decision until returning to the school in September.

The original commitment adjustment in this case was the result of a USAC error, and the Animas Order established the precedent that waivers of filing deadlines can be waived in cases where "the late-filed appeal would never have been necessary absent an error on the part of USAC."² As you can see from the attached appeal, this appeal would not have been necessary but for USAC error.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in blue ink that reads "Daniel P. Riordan".

Dan Riordan
President

¹ DA 12-985

² DA 11-2040, paragraph 4