

April 4, 2013

CC Docket No. 02-6

South City Preparatory Academy
2900 S Grand Blvd
St Louis MO 63118
Entity Number: 16063596
Form 471 Number 815727
FRNs: 2224379, 2233093 and 2233182

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Request for Review

To whom it may concern,

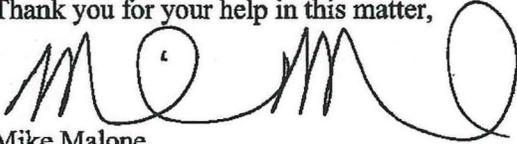
We are appealing the decision to deny funding for Form 471 # 815727, Funding Year 2011, in the Funding Commitment Decision Letter dated December 12, 2012 and the Administrator's Decision on Appeal dated February 12, 2013. We ask that the funding which was denied for FRNs 2224379, 2233093 and 2233182 on Form 471 # 815727 be granted.

The reason for denial of the FRNs provided on the FCDL is "The FCC Form 470 associated with this FRN contains service provider contact information. Specifically, the following contact information: phone and fax number matches the contact information for the service provider, Moore Computing, LLP SPIN 143022721. A competitive bidding violation occurs when a service provider associated with a FCC Form 470 participates in the competitive bidding process. Therefore, funding is denied."

Joe Kapp, an employee of Moore Computing, was listed on Form 470 # 136930000915939 in block 12 as a contact for potential Priority 2 bidders to contact with technical questions. The school was new and did not have a technology coordinator on staff to handle this task. Once we realized that Moore Computing was listed on Form 471 # 815796 and Joe Kapp was an employee of Moore Computing, Form 471 # 815796 was voluntarily cancelled. This mistake was due to miscommunication between eRate Solutions, who was hired to prepare e-rate forms for the school and South City Preparatory Academy. Joe Kapp took no part in the receiving or evaluating of bids. All bids were sent to Mike Malone, Head of School. Signed copies of the bids are attached.

There was no malicious activity engaged in to defraud or otherwise abuse the E-rate program. There was no waste, fraud or abuse/misuse of funds involved in this error. Once we realized the mistake of Joe Kapp being listed on Form 470 # 136930000915939 and Moore Computing being listed on Form 471 # 815796, we voluntarily cancelled Form 471 # 815796. The Funding Requests we ask to be reinstated are for eligible Priority 1 services that Joe Kapp took no part in the selection of. These FRNs have been through the standard review process. The loss of funding for these FRNs would put undue hardship on the South City Preparatory Academy which was in its first year of operation in 2011. We feel the reinstatement of funding which was denied on Form 471 # 815727, FRNs 2224379, 2233093 and 2233182 is justified in this case.

Thank you for your help in this matter,



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Attachments: FCDL, signed copies of bids, Letter of appeal to USAC, USAC Administrator's Decision on Appeal