

FRN - 2297342
BEN # - 58974
471 – Application Number: 835737
FCC Registration Number: 0020582995
CC Docket # 02-6

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This letter is an appeal to the FCC regarding the Administrator's Decision on Appeal – Funding Year 2012-2013 we received from USAC on May 16th 2013 regarding FRN – 2297342. We have provided the proper documentation during the review/appeal process showing that these two line items on the invoice do not represent installation or programming of analog/digital phones or ineligible products/devices. These charges are for programming at the system level in the CIX MAS Strategy Server or PBX system. Total cost for programming this data information was - \$ 12,555.00. We are not disputing the Extended Warranty/ ACD charges totaling \$3,306.28.

I have attached documentation from the service provider explaining these charges on the invoice/contract.

Line items on the invoice/contract are worded for the general understanding of non-technical people. Pertaining to "programming of phones" – telephones are not programmed and cannot hold any programming data. Below is the explanation of the two line items in question:

Pertaining to line items on lines 5 and 6 of Invoice #35354:

(Line 5) *"Install & Program Analog Telephone "*
(Line 6) *"Install & Programming Digital phone or DSS "*

Explanation:

- "Install" is included in the price of the telephones. Installation includes creating a keycard strip and plugging in the phone.
- "Programming" for communication parameters is all done at the system level. The following items comprise the system programming:

STRATAGY® ES

- VM config
- VM Voice Ports
- VM Serial Ports
- VM Notification
- VM Parameters
- VM Class of Service

CIX SYSTEM

- Card Assignments
- Dial Assignments
- Flex Access codes
- Class of Service
- System Timers
- System Data
- System Call Forward
- System Day-Night Schedule
- PAD Table
- I/O Device
- VM Data/VM Port Data

TRUNK

- Incoming Line GP
- Outgoing Line GP
- Trunk Assignments
- DID
- DID Intercept
- ISDN PRI Call by call
- ISDN Channels
- D Channel
- Calling Number
- System IP Data
- BIPU Card Configuration

Based on review of the documentation that you have provided, USAC may need to rescind your funding commitment for the FRN 2297342 listed below as required by program rules. The funding commitment may be rescinded for this FRN and we will seek recovery of any disbursed funds from the applicant for this FRN because the funding was improperly committed and/or disbursed for the following ineligible products/services:

You removed ineligible phones for \$14,218.80 during the initial review, however additional ineligible items were found during invoicing. Please see below.

FRN 2297342	Annual Pre-Discount amount	Annual Post-Discount amount improperly committed
Install & Program for ineligible Analog Telephone	\$1440.00	
Install & Program for ineligible Digital Telephone	\$11,115.00	

Please confirm that you agree with the **\$14,275.15** the commitment adjustment and recovery of improperly disbursed funds determination. _____ Yes or No

If you disagree with our eligibility determination and you have alternative information, please provide third party supporting documentation (e.g., vendor bill, contract, service agreement, etc.). The installation charges totaling (\$12,555.00) for the Analog/digital phones are for programming the PBX/Mass Strategy Server in the PBX equipment, and not the end point devices. I have attached documentation from the service provider explaining what these line item charges represent. The phone purchase price of 14,218.80 includes creating the keycard and plugging the devices into the wall jack.

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