

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

In the Matter of )  
 )  
Request for Review of a Decision of the ) Administrator Correspondence Dated  
Universal Service Administration Corp. for ) September 5, 2013  
JPU Tri-County Special Education District )  
 )  
 )  
Schools and Libraries Universal Service ) CC Docket No. 02-6  
Support Mechanism )

**Request for Review or Waiver**

In accordance with sections 54.719 through 54.721 of the Commission's rules, JPU Tri-County Special Education District, Murphyboro, Illinois (JPU) requests Federal Communications Commission (Commission) review of a decision of the Schools and Libraries Division of the Universal Service Administrative Company (Administrator).

**Form 471 Application Number: 874932**  
**FRNs: 2388537, 2388584, 2388599, 2388614**  
**Billed Entity Number: 136848**  
**FCC Registration Number: 0005257431**

**Background**

JPU Tri-County Special Education District applied for E-Rate discounted funding for Telecommunications service and Internet Access to serve the needs of JPU students and teachers. JPU was funded for discounts in a Funding Commitment Decision Letter (FCDL) dated December 18, 2012. At that time JPU was undergoing a transition of E-Rate personnel. A Form 486 was ultimately filed in August 2013, more than 120 days past the date of the FCDL. The Administrator subtracted 120 days from the postmark date of the Form 486 and reset the Service

Start Date for all FRN to April 21, 2013 effectively reducing JPU's 2012 funding commitments by roughly 80 percent.

### **Discussion**

When the Funding Commitment for the FRN here under appeal was issued, JPU's long time E-Rate coordinator had just left and failed to leave his replacement with adequate information regarding the district's E-Rate status. When JPU's new E-Rate coordinator became aware of the missing Form 486s, she filed them immediately.

The Commission has granted waivers for the Form 486 deadline for numerous applicants<sup>1</sup> based on precedent in the Alaska Gateway Decision.<sup>2</sup> The Commission found good cause to waive the Form 486 procedural deadline, noting that the missed deadline does not involve violation of an FCC rule or regulation.

JPU respectfully requests that the FCC waive the filing deadline for the Form 486, reset the start date for this FRN to July 1, 2012 and restore full funding for this FRN. This appeal is timely filed with the Commission within 60 days of the Administrators notification letter

Respectfully submitted,

//ss//

Leslie Saar, The Law Office of Leslie A. Saar, Esq.

Attorney for JPU Tri-County Special Education District

(804) 281-7823

---

<sup>1</sup> Request for Review of Decision of the Universal Service Administrator by Bastrop Independent School District DA 12-2049, File Nos. SLD-745019, et al., CC Docket No. 02-6 (Order released December 26, 2012)

<sup>2</sup> Request for Review of Decision of the Universal Service Administrator by the Alaska Gateway School District, DA 06-1871, File Nos. SLD-412028, et al., CC Docket No. 02-6 (Order released September 14, 2006)