

**Cook County School District 130**

DOCKET FILE COPY ORIGINAL

12300 South Greenwood Avenue • Blue Island, Illinois 60406

District Office Phone (708) 385-6800

District Office Fax (708) 385-8467

To:

**Marlene Dortch, Secretary**  
**Federal Communications Commission**  
**Office of the Secretary**  
**445 12<sup>th</sup> Street, SW**  
**Washington, DC 20554**

Received & Inspected

OCT 17 2013

FCC Mail Room

September 3, 2013

Request for Waiver

CC Docket No. 02-6

**Request Waiver of the Rules on Deadlines to Re-File a Form 486 in the  
Universal Service Program for Schools and Libraries ("E-Rate Program")**

Submitted by:

**APPLICANT:** Cook County School District #130

**NAME:** Ernesto Santacruz

**ADDRESS:** 12300 Greenwood Ave.

Blue Island, IL 60406-1558

**PHONE:** (708) 385-6800 x7028

**E-MAIL ADDRESS:** [esantacruz@District130.org](mailto:esantacruz@District130.org)

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# **Cook County School District 130**

12300 South Greenwood Avenue • Blue Island, Illinois 60406

District Office Phone (708) 385-6800

District Office Fax (708) 385-8467

**Applicant: Cook County School District 130**

**Billed Entity Number: 135491 Funding Year: 2008**

**Form 471 Number: 630552 Funding Request Number (FRN): 1741689**

**Service Category: Priority 2 – Internal Connections**

**Form 486 Application Number: 884247 486 Identifier: F486-VOIP**

**Service Provider - ID Number: AT&T Datacomm, Inc. - 143004812**

**Invoice Request Amount: \$128,211.99 – SPI (Service Provider Invoice) Request**

**Dear Sirs:**

The Cook County School District #130 (“Cook County 130”) would like to respectfully submit a Request for Waiver of the Rules of the Universal Service Program for Schools and Libraries (“E-rate Program”), to allow Cook County 130 to withdraw its Form 486 filing – Application number 884247, and allow it to re-file the Form 486 with a date that better fits the actual timeline for work completed.

Cook County School District serves 4000 students from an economically challenged section of the Chicago Metropolitan Area. 90 % of our students are free and reduced-lunch eligible. As with many schools across the nation, our District has tackled budget and service cuts in the face of declining education dollars. E-rate support is critical to our ability to serve our students, parents and staff. The funding request in question here helped us replace a decades-old phone system in constant need of repair, and no longer supported by the manufacturer.

Cook County 130 respectfully requests that it be allowed to withdraw its current Form 486, then re-file with and correct what was a late-filed Form 486. Initially, we mistakenly thought it was a clerical error on our part that had caused the SLD to turn back the date on the 486 acknowledgement notification. We now ask the FCC to allow us to amend the Service Start Date from the current 09/22/2011 to the correct start date, which was approximately a year before on 07/01/2010. The error was an oversight on our part in making sure that the Form 486 was filed in a timely fashion in the midst of an extensive PIA review on this Priority 2 – Internal Connections request; several Service Substitutions and other required paperwork necessary to initially get the funding commitment; then

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**assure that we followed all the rules before and during installation of the equipment and services in this FRN.**

**In short, we base our appeal to the FCC on the fact that we diligently completed and filed all of the PIA reviews, service substitutions (See Attachment A – Service Substitution), invoice extensions (See Attachment B – Invoice Extension) and all other details necessary to comply with the Rules details, filings, etc. to get approvals throughout a process that took approximately 2 years for approval. Unfortunately, in the midst of it all of the process and time – we late-filed the Form 486 for this particular FRN.**

**While we do not seek to downplay the importance of the Form 486, we note here that our District was in total compliance with all of the aspects and certifications of the Form 486 throughout – we had to be in order to receive funding on our other Priority 1 Telecommunications and Internet Access requests throughout the period in question (see Attachment C - copies of our Form 486's from FY2009-FY2010-FY2011-FY2012).**

**In support, we note that the District has: the non-discounted monies allocated (and made those payments to the vendor accordingly); provided the appropriate support to utilize the VOIP services; has an approved technology plan for that period; and has been CIPA compliant throughout this time as well. In short, we note that we were compliant with all aspects of the Form 486 through the time period in question, and have Form 486's on file for that period in question for our other Priority 1 E-Rate services during that time.**

**We submit here copies of some of that documentation to show our good faith efforts to ensure we followed Program rules.**

**Per the attachments, specifically the Form 486 Notification Letter, dated February 1, 2012, (Attachment D) we have tried to resolve this issue directly with the SLD and have been told that we needed a Waiver Request to the FCC to consider the change on the Form 486.**

**In accordance with Program Rules, Cook County 130 has also requested, and was granted by the USAC, an Invoice Deadline Extension Request to allow the proper invoicing once the Form 486 was amended.**

**Finally, we note here that the Waiver of the Rules asked for here would serve the public interest by allowing Cook County 130 to complete the telecommunications upgrade project that provides vital voice services to our schools, and would not adversely affect current or future E-rate applicants.**

**Please feel free to call or write with any questions and/or concerns.**

# Cook County School District 130

12300 South Greenwood Avenue • Blue Island, Illinois 60406

District Office Phone (708) 385-6800

District Office Fax (708) 385-8467

Sincerely,

A handwritten signature in cursive script that reads "Ernesto Santacruz". The signature is written in black ink and is positioned above the printed name.

**Ernesto Santacruz**

**Technology Director**

## **Attachments:**

- A. SERVICE SUBSTITUTION REQUEST APPROVAL.**
- B. ADMINISTRATOR'S DECISION ON INVOICE DEADLINE EXTENSION – dated July 10, 2012.**
- C. COPIES OF FORM 486's FILED BY COOK COUNTY 130 – FY2009, FY2010, 2011, FY2012.**
- D. FORM 486 NOTIFICATION LETTER – dated February 1, 2012.**

# **ATTACHEMENT:**

## **A. SERVICE SUBSTITUTION REQUEST APPROVAL**



Schools and Libraries Division

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**ADMINISTRATOR'S DECISION ON SERVICE SUBSTITUTION REQUEST**

January 5, 2011

Ernesto Santacruz  
Cook County School District 130  
12300 S. Greenwood  
Blue Island, IL 60406

Form 471 Application Number: 630552

Dear Applicant:

This letter is your notification that the FCC Form 471, *Services Ordered and Certification Form* you submitted for **Minor Modifications** was received and approved. You are now authorized to make the changes identified in your submission.

This letter does NOT authorize any increase in funding of any Funding Request Numbers (FRNs) contained in your submission. If the changes represent a cost decrease from the original commitment amount for the Funding Request Numbers (FRNs) listed below, the Schools and Libraries Division (SLD) automatically adjusts the funding commitment for the affected FRNs. If applicable, the amount of the reduction and the revised funding commitment will be shown below for the affected FRNs.

**Do NOT file FCC Form 500 to reflect any funding reduction from this service substitution request, as the funding reduction has already been taken.**

**Please keep this letter for your records. This is the only notification you will receive indicating the processing of the above-submitted form, and of a reduced funding commitment if a cost decrease is included.**

The Funding Request Numbers (FRNs) listed below are the only changes to products or services authorized for this Minor Modification filing.

**FRN: 1741689**  
**Reduction: \$8,465.16**  
**Revised Commitment: \$133,911.44**

If you have any questions regarding the above information, please write to us at "Schools and Libraries Division - Correspondence Unit, 30 Lanidex Plaza West, PO Box 685, Parsippany, NJ 07054-0685"

## TO APPEAL THIS DECISION

If you wish to appeal a decision in this letter, 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 or service provider name, if different than appellant,
  - applicant BEN and service provider SPIN,
  - application or form number as assigned by the USAC
  - Funding Request Number(s) (FRNs) you are appealing if provided in the letter,
  - Name of letter and funding year – both are located at the top of the letter, and
  - the exact text or the decision that you are appealing.
3. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal, including any correspondence and documentation.
4. If you are an applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are a service provider, please provide a copy of your appeal to the applicant(s) affected by USAC's decision.
5. Provide an authorized signature on your letter of appeal.

To submit your appeal to USAC by email, email your appeal to [appeals@sl.universalservice.org](mailto:appeals@sl.universalservice.org). USAC will automatically reply to incoming emails to confirm receipt.

To submit your appeal to us by fax, fax your appeal to (973) 599-6542.

To submit your appeal to us on paper, send your appeal to:

Letter of Appeal  
Schools and Libraries Division - Correspondence Unit  
30 Lanidex Plaza West  
PO Box 685  
Parsippany, NJ 07054-0685

For more information on submitting an appeal to USAC, please see the "Appeals Procedure" posted on our website.

You have the option of filing an appeal with USAC or directly with the Federal Communications Commission (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 by the FCC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted on our website. 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.

Funding Commitment Adjustment Report for  
Form 471 Application Number: 630552

Funding Request Number: 1741689  
Services Ordered: INTERNAL CONNECTIONS  
SPIN: 143001912  
Service Provider Name: Illinois Bell Telephone Company  
Contract Number: N/A  
Billing Account Number: 708-385-6800  
Site Identifier: 135491  
Original Funding Commitment: \$155,651.26  
Commitment Adjustment Amount: \$13,274.66  
Adjusted Funding Commitment: \$142,376.60  
Funds Disbursed to Date \$0.00  
Funds to be Recovered from Applicant: \$0.00

Funding Commitment Adjustment Explanation:

After a thorough review, it was determined that the funding commitment for this request must be reduced by \$13,274.66. During the course of a review it was determined that funding was provided for the following ineligible items: 13, Equipment code NTDW93BA, R3.0 NA CS1000 bundled software. The pre-discount cost associated with these items is \$15,258.23, for a total ineligible amount of \$15,258.23. At the applicants 87 percent discount rate this resulted in an improper commitment of \$13,274.66. FCC rules provide that funding may be approved only for eligible products and/or services. The USAC web site contains a list of eligible products and/or services. See the web site, [www.universalservice.org/sl/about/eligible-services-list.aspx](http://www.universalservice.org/sl/about/eligible-services-list.aspx) for the Eligible Services List. Therefore, USAC has determined that the applicant is responsible for the rule violation. Accordingly, the commitment has been reduced by \$13,274.66.

**ATTACHEMENT:**

**B. ADMINISTRATOR'S DECISION  
ON INVOICE DEADLINE EXTENSION  
– dated July 10, 2012**



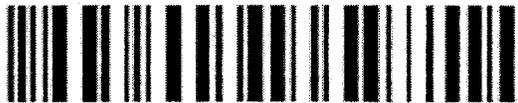
Schools and Libraries Division  
Universal Service Administrative Company

cc: Brett Behrens, AT&T DataComm, Inc

**ATTACHEMENT:**

**C. COPIES OF FORM 486's FILED BY  
COOK COUNTY 130 – FY2009,  
FY2010, 2011, FY2012**

FCC Form 486	Do Not Write in this Area		Approval by OMB 3060-0853 Estimated time per response: 1.5 hours
<b>Schools and Libraries Universal Service Receipt of Service Confirmation Form</b>			
To be completed by the Billed Entity Please read instructions before completing.		(You can also file online at <a href="http://www.usac.org/sl">www.usac.org/sl</a> .)	
Applicant's Form Identifier F486CC130 (Create your own code to identify THIS Form 486)		Form 486 Application#: 814087 (To be assigned by administrator)	
<b>Block 1: Billed Entity Information</b>			
<b>1. Name of Billed Entity</b> COOK COUNTY SCHOOL DIST 130			
<b>2. Billed Entity Number</b> 135491		<b>3. Funding Year July 1, 2009</b> through <b>June 30, 2010</b>	
<b>4. Complete Mailing Address of Billed Entity</b> Street Address, P.O. Box, or Route Number 12300 GREENWOOD AVE			
City BLUE ISLAND State IL Zip Code 60406 - 1558			
Telephone Number 708-385-6800 Extension		Fax Number 708-385-8467	
<b>5. Contact Person Information</b> Contact Person Name Ernesto Santacruz			
Street Address, P.O. Box or Route Number 12300 GREENWOOD AVE			
City BLUE ISLAND			
State IL		Zip Code 60406 - 1558	
<b>Check the box next to the preferred mode of contact. (At least one box MUST be checked.)</b>			
<input type="checkbox"/> Telephone Number 708-385-6800		<input type="checkbox"/> Fax Number 708-385-8467	
<input checked="" type="checkbox"/> Email Address esantacruz@district130.org		Extension 156	



0486010103





FCC Form 486	Do Not Write in this Area	Approval by OMB 3060-0853 Estimated time per response: 1.5 hours
<b>Schools and Libraries Universal Service Receipt of Service Confirmation Form</b>		
To be completed by the Billed Entity Please read instructions before completing.		
		(You can also file online at <a href="http://www.usac.org/sl">www.usac.org/sl</a> .)
Applicant's Form Identifier 130fy11-p2 (Create your own code to identify THIS Form 486)	Form 486 Application#: 884455 (To be assigned by administrator)	
<b>Block 1: Billed Entity Information</b>		
<b>1. Name of Billed Entity</b> COOK COUNTY SCHOOL DIST 130		
<b>2. Billed Entity Number</b> 135491	<b>3. Funding Year July 1, 2011</b> through <b>June 30, 2012</b>	
<b>4. Complete Mailing Address of Billed Entity</b> Street Address, P.O. Box, or Route Number 12300 GREENWOOD AVE		
City BLUE ISLAND State IL Zip Code 60406 - 1558		
Telephone Number 708-385-6800 Extension	Fax Number 708-385-8467	
<b>5. Contact Person Information</b> Contact Person Name Ernesto Santacruz		
Street Address, P.O. Box or Route Number 12300 GREENWOOD AVE		
City BLUE ISLAND		
State IL Zip Code 60406 - 1558		
<b>Check the box next to the preferred mode of contact. (At least one box MUST be checked.)</b>		
<input type="checkbox"/> Telephone Number 708-385-6800 Extension 7028 <input type="checkbox"/> Fax Number 708-385-8467		
<input checked="" type="checkbox"/> Email Address esantacruz@district130.org		



0486010103

FCC Form 486	Do Not Write in this Area	Approval by OMB 3060-0853 Estimated time per response: 1.5 hours
<b>Schools and Libraries Universal Service Receipt of Service Confirmation Form</b>		
To be completed by the Billed Entity Please read instructions before completing.		
(You can also file online at <a href="http://www.usac.org/sl">www.usac.org/sl</a> .)		
Applicant's Form Identifier d130-486-1 (Create your own code to identify THIS Form 486)	Form 486 Application#: 937922 (To be assigned by administrator)	
<b>Block 1: Billed Entity Information</b>		
<b>1. Name of Billed Entity</b> COOK COUNTY SCHOOL DIST 130		
<b>2. Billed Entity Number</b> 135491	<b>3. Funding Year July 1, 2012</b> through <b>June 30, 2013</b>	
<b>4. Complete Mailing Address of Billed Entity</b> Street Address, P.O. Box, or Route Number 12300 GREENWOOD AVE		
City BLUE ISLAND	State IL	Zip Code 60406 - 1558
Telephone Number 708-385-6800	Extension 7028	Fax Number 708-385-8467
<b>5. Contact Person Information</b> Contact Person Name Ernesto Santacruz		
Street Address, P.O. Box or Route Number 12300 GREENWOOD AVE		
City BLUE ISLAND		
State IL		
Zip Code 60406 - 1558		
<b>Check the box next to the preferred mode of contact. (At least one box MUST be checked.)</b>		
<input type="checkbox"/> Telephone Number      Extension <input type="checkbox"/> Fax Number 708-385-6800      7028      708-385-8467		
<input checked="" type="checkbox"/> Email Address <a href="mailto:esantacruz@district130.org">esantacruz@district130.org</a>		



0486010103

FCC Form 486		Do Not Write in this Area		Approval by OMB 3060-0853 Estimated time per response: 1.5 hours	
<b>Schools and Libraries Universal Service Receipt of Service Confirmation Form</b>					
To be completed by the Billed Entity Please read instructions before completing.					
(You can also file online at <a href="http://www.usac.org/sl">www.usac.org/sl</a> .)					
Applicant's Form Identifier d130-486-2 (Create your own code to identify THIS Form 486)			Form 486 Application#: 937944 (To be assigned by administrator)		
<b>Block 1: Billed Entity Information</b>					
<b>1. Name of Billed Entity</b> COOK COUNTY SCHOOL DIST 130					
<b>2. Billed Entity Number</b> 135491		<b>3. Funding Year July 1, 2012</b> through <b>June 30, 2013</b>			
<b>4. Complete Mailing Address of Billed Entity</b> Street Address, P.O. Box, or Route Number 12300 GREENWOOD AVE					
City BLUE ISLAND		State IL		Zip Code 60406 - 1558	
Telephone Number 708-385-6800		Extension 7028		Fax Number 708-385-8467	
<b>5. Contact Person Information</b> Contact Person Name Ernesto Santacruz					
Street Address, P.O. Box or Route Number 12300 GREENWOOD AVE					
City BLUE ISLAND		State IL			
		Zip Code 60406 - 1558			
<b>Check the box next to the preferred mode of contact. (At least one box MUST be checked.)</b>					
<input type="checkbox"/> Telephone Number 708-385-6800		<input type="checkbox"/> Extension 7028		<input type="checkbox"/> Fax Number 708-385-8467	
<input checked="" type="checkbox"/> Email Address Esantacruz@district130.org					



0486010103

**ATTACHEMENT:**

**D. FORM 486 NOTIFICATION  
LETTER – dated February 1, 2012**



**FORM 486 NOTIFICATION LETTER**  
(Funding Year 2008: 07/01/2008 - 06/30/2009)

February 1, 2012

Ernesto Santacruz  
COOK COUNTY SCHOOL DIST 130  
12300 GREENWOOD AVE  
BLUE ISLAND, IL 60406-1558

**Re: Form 486 Application Number: 884247**  
**Applicant's Form 486 Identifier: F486-VOIP**

This letter is to notify you that the Universal Service Administrative Company (USAC) has received and accepted an FCC Form 486, Receipt of Service Confirmation Form, from you. This notification is to confirm the information that you provided. This information is being shared with the service provider whose SPIN you identified on each Funding Request Number (FRN).

You may be receiving this letter to revise or correct a previous Form 486 Notification Letter. The information contained in this letter supersedes any previous notification you may have received, including, but not limited to, a previously adjusted Service Start Date or previously reduced funding commitment.

**NEXT STEPS**

Discuss with your service provider whether you would like discounts on your bills or to pay your bills in full and be reimbursed for discounts.

Invoice USAC before the invoice deadline using the applicant invoice (BEAR Form - FCC Form 472) for reimbursements after paying the bills in full or the service provider invoice (SPI Form - FCC Form 474) for discounts. Whichever method you choose, you must pay your non-discount portion, as stated in Program rules. Program rules also require that participants maintain all documentation for at least five years after delivery of discount service.

**TO APPEAL THE SERVICE START DATE/FUNDING COMMITMENT CHANGE DECISION**

If you wish to appeal the Service Start Date change(s) and/or funding commitment adjustment(s) indicated in this letter, your appeal must be received by USAC or postmarked within 60 days of the above date on 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 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 or service provider name, if different than appellant,
  - applicant BEN and service provider SPIN,
  - Form 486 Number 884247 and FRN(s) as assigned by USAC,
  - "Form 486 Notification Letter for Funding Year 2008", AND
  - the exact text or the decision that you are appealing.
3. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal, including any correspondence and documentation
4. If you are an applicant, please provide a copy of your appeal to the service provider(s) affected by the USAC's decision. If you are a service provider, please provide a copy of your appeal to the applicant(s) affected by the USAC's decision.
5. Provide an authorized signature on your letter of appeal.

To submit your appeal to USAC by email, email your appeal to [appeals@sl.universalservice.org](mailto:appeals@sl.universalservice.org). USAC will automatically reply to incoming emails to confirm receipt.

To submit your appeal to us by fax, fax your appeal to (973) 599-6542.

To submit your appeal to us on paper, send your appeal to:

Letter of Appeal  
Schools and Libraries Division - Correspondence Unit  
30 Lanidex Plaza West  
PO Box 685  
Parsippany, NJ 07054-0685

You have the option of filing an appeal with USAC or directly with the Federal Communications Commission (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 by the FCC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted on our website. 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.

A guide to the data reported in our letter reports is posted in the Reference Area of our website. Complete Program information, including invoice deadlines is also posted on our website. You may also contact our Client Service Bureau by email using the "Submit a Question" link on our website, toll-free by fax at 1-888-276-8736, or toll-free by phone at 1-888-203-8100.

Schools and Libraries Division  
Universal Service Administrative Company

FORM 486 NOTIFICATION LETTER REPORT  
(Funding Year 2008)

Funding Request Number: 1741689  
Form 471 Application Number: 630552  
Service Provider Name: AT&T DataComm, Inc.  
Service Provider Identification Number: 143004812  
Billing Account Number: 708-385-6800  
Service Start Date: 09/22/2011\*  
Service Start Date Change Explanation: 120-DAY 486 DEADLINE

