

September 13, 2013

Federal Communications Commission  
Office of the secretary  
445 12<sup>th</sup> Street, SW  
Room TW-A325  
Washington DC 20554

**Appeal – CC Docket 02-6**

**USAC Appeal Decision Date:** May 30, 2013

**Form 471 Number:** 798959

**FRN Numbers:** 2177254, 2177707, 2177731 and 2177797

**Funding Year:** 2011

**Billed Entity Name:** Hanover Public Schools

**BEN:** 120605

**Service Providers, respectively:** Verizon MA, Verizon MA, Verizon Long Distance  
and ATT Mobility

**SPIN Numbers respectively:** 143001291, 143001291, 143030795 and 143025240

**Contact Information:**

**Name:** A. Francis Finnell  
**Interim Business Manager**  
**Address:** 188 Broadway  
Hanover, MA 02339  
**Phone:** 781-878-0786  
**Fax:** 781-871-3374  
**e-mail:** sfinnell@hanoverschools.org

**Funding Commitment Decision Letter:** The Funding Commitment Decision Letter is dated November 8, 2011. A Form 486 had been filed on April 10, 2013.

**Requested Action:** We request that USAC reconsider our application and grant approval to a Service Start Date of 07/01/2011. By the way, the SLD Hotline advised that we file an appeal directly with the FCC and not with USAC because the issue has to with erate rules in relationship to the correct filing date

**Our basis for this appeal:**

In 2011 the Director of Technology was responsible for filing the erate forms for the Hanover Public Schools. Administration would check on him to determine his progress and he would reply that the “erate process was under control”. In the last quarter of 2012 the Administration realized that “erate was not under control” in addition to other aspects of his position not being performed adequately. This man was let go. There have been a number of role changes and two other people have been appointed to assist in the erate process from the district. Subsequently,

the district hired BTU Consultants to oversee the erate program. BTU Consultants pointed out that the Form 486 was 10 months late in being filed and would like to file an appeal to request that as a result of a former employee's mistakes, we would like a chance to correct those mistakes.

We are presenting no new evidence here. We are simply escalating our original arguments to the FCC Appeal level. The basis of the appeal is the reorganization of staff in the district. The Form 486 was filed on April 10, 2013. The response from USAC was "Not Funded" because the Form 486 was filed so late. This appeal is to request approval for a Service Start Date of 7/1/2011 as a result of complete upper management reorganization at the end of the Funding Year 2011.

**Summary:**

The SLD's funding denial represents a significant out of pocket loss to the district in the cap amount of \$24,210.91. Hanover Public Schools would make good use of those dollars for the students in the district. You can see that the district did not have a conscientious person in charge of the erate filing. The district has since made efforts to identify and correct that problem. The district has indicated its commitment to the erate program by hiring an outside consultant so that the erate program does not "fall through the cracks". Hanover Public Schools would appreciate the opportunity to file the Form 486 in a timely manner and then file the BEAR forms. We request that the SLD re-consider this application based on the evidence included in this appeal.

Thank you.

Sincerely,

(filed electronically via SLD website)

A. Francis Finnell  
Interim Business Manager  
Hanover Public Schools  
Phone: 781-878-0786  
Email: sfinnell@hanoverschools.org

Attachments below:

1. FCDL dated 11.08.2011
2. USAC denial response to the SLD appeal – *we do not have a copy of it because the contact person has left. We learned of this through the SDL Hotline.*



Universal Service Administrative Company

Schools and Libraries Division



FUNDING COMMITMENT DECISION LETTER  
(Funding Year 2011: 07/01/2011 - 06/30/2012)

November 8, 2011

Michael J. Purdy  
HANOVER SCHOOL DISTRICT  
188 BROADWAY  
HANOVER, MA 02339-1572

Re: Form 471 Application Number: 798959  
Billed Entity Number (BEN): 120605  
Billed Entity FCC RN: 0012087235  
Applicant's Form Identifier: 2012471

Thank you for your Funding Year 2011 application for Universal Service Support and for any assistance you provided throughout our review. The current status of the funding request(s) in the Form 471 application cited above and featured in the Funding Commitment Report(s) (Report) at the end of this letter is as follows.

- The amount, \$24,210.91 is "Approved."

Please refer to the Report following this letter for specific funding request decisions and explanations. The Universal Service Administrative Company (USAC) is also sending this information to your service provider(s) so preparations can begin for implementing your approved discount(s) after you file FCC Form 486, Receipt of Service Confirmation Form. A guide that provides a definition for each line of the Report is available in the Reference Area of our website.

NEXT STEPS

- Work with your service provider to determine if you will receive discounted bills or if you will request reimbursement from USAC after paying your bills in full
- Review technology planning approval requirements
- Review CIPA requirements
- File Form 486
- Invoice USAC using the Form 474 (service provider) or Form 472 (Billed Entity applicant) - as products and services are being delivered and billed

TO APPEAL THIS DECISION:

You have the option of filing an appeal with the SLD or directly with the Federal Communications Commission (FCC).

If you wish to appeal a decision in this letter to USAC, 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 name and service provider name, if different from appellant,
  - Applicant BEN and Service Provider Identification Number (SPIN),
  - Form 471 Application Number 798959 as assigned by USAC,
  - "Funding Commitment Decision Letter for Funding Year 2011," AND
  - The exact text or the decision that you are appealing.

Schools and Libraries Division - Correspondence Unit  
30 Lanidex Plaza West, PO Box 685, Parsippany, NJ 07054-0685  
Visit us online at: [www.usac.org/sl](http://www.usac.org/sl)

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 the applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are the 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 USAC by fax, fax your appeal to (973) 599-6542.

To submit your appeal to USAC 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

If you wish to appeal a decision in this letter to the 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 in the Reference Area of 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.

#### OBLIGATION TO PAY NON-DISCOUNT PORTION

Applicants are required to pay the non-discount portion of the cost of the products and/or services to their service provider(s). Service providers are required to bill applicants for the non-discount portion. The FCC stated that requiring applicants to pay their share ensures efficiency and accountability in the program. If USAC is being billed via the FCC Form 474, the service provider must bill the applicant at the same time it bills USAC. If USAC is being billed via the FCC Form 472, the applicant pays the service provider in full (the non-discount plus discount portion) and then seeks reimbursement from USAC. If you are using a trade-in as part of your non-discount portion, please refer to our website for more information.

#### NOTICE ON RULES AND FUNDS AVAILABILITY

Applicants' receipt of funding commitments is contingent on their compliance with all statutory, regulatory, and procedural requirements of the Schools and Libraries Program. Applicants who have received funding commitments continue to be subject to audits and other reviews that USAC and/or the FCC may undertake periodically to assure that funds that have been committed are being used in accordance with all such requirements. USAC may be required to reduce or cancel funding commitments that were not issued in accordance with such requirements, whether due to action or inaction, including but not limited to that by USAC, the applicant, or the service provider. USAC, and other appropriate authorities (including but not limited to the FCC), may pursue enforcement actions and other means of recourse to collect improperly disbursed funds. The timing of payment of invoices may also be affected by the availability of funds based on the amount of funds collected from contributing telecommunications companies.

Schools and Libraries Division  
Universal Service Administrative Company

FUNDING COMMITMENT REPORT  
Billed Entity Name: HANOVER SCHOOL DISTRICT  
BEN: 120605  
Funding Year: 2011



Comment on RAL corrections: The applicant did not submit any RAL corrections.

Form 471 Application Number: 798959  
Funding Request Number: 2177254  
Funding Status: Funded  
Category of Service: Internet Access  
Form 470 Application Number: 753290000882760  
PIN: 143001291  
Service Provider Name: Verizon Massachusetts  
Contract Number: MTM  
Billing Account Number: 781-878-7451  
Multiple Billing Account Numbers: N  
Service Start Date: 07/01/2011  
Service End Date: 06/30/2012  
Contract Award Date: N/A  
Contract Expiration Date: N/A  
Hard Worksheet Number: 1328113  
Number of Months Recurring Service Provided in Funding Year: 12  
Annual Pre-discount Amount for Eligible Recurring Charges: \$13,139.28  
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00  
Pre-discount Amount: \$13,139.28  
Discount Percentage Approved by the USAC: 40%  
Funding Commitment Decision: \$5,255.71 - FRN approved; modified by SLD  
Funding Commitment Decision Explanation: MR1: The category of service was changed  
from Telecom to Internet Access in accordance with Program rules.

CDL Date: 11/08/2011  
Save Number: 021  
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2012  
Consultant Name:  
Consultant Number (CRN):  
Consultant Employer:

FUNDING COMMITMENT REPORT  
Billed Entity Name: HANOVER SCHOOL DISTRICT  
BEN: 120605  
Funding Year: 2011

Comment on RAL corrections: The applicant did not submit any RAL corrections.

Form 471 Application Number: 798959  
Funding Request Number: 2177707  
Funding Status: Funded  
Category of Service: Telecommunications Service  
Form 470 Application Number: 753290000882760  
SPIN: 143001291  
Service Provider Name: Verizon Massachusetts  
Contract Number: MTM  
Billing Account Number: 781-878-7451  
Multiple Billing Account Numbers: Y  
Service Start Date: 07/01/2011  
Service End Date: 06/30/2012  
Contract Award Date: N/A  
Contract Expiration Date: N/A  
Shared Worksheet Number: 1328113  
Number of Months Recurring Service Provided in Funding Year: 12  
Annual Pre-discount Amount for Eligible Recurring Charges: \$19,800.00  
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00  
Pre-discount Amount: \$19,800.00  
Discount Percentage Approved by the USAC: 40%  
Funding Commitment Decision: \$7,920.00 - FRN approved as submitted

FCDL Date: 11/08/2011  
Wave Number: 021  
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2012  
Consultant Name:  
Consultant Number (CRN):  
Consultant Employer:

FUNDING COMMITMENT REPORT  
Billed Entity Name: HANOVER SCHOOL DISTRICT  
BEN: 120605  
Funding Year: 2011



Comment on RAL corrections: The applicant did not submit any RAL corrections.

Form 471 Application Number: 798959  
Funding Request Number: 2177731  
Funding Status: Funded  
Category of Service: Telecommunications Service  
Form 470 Application Number: 753290000882760  
SPIN: 143030795  
Service Provider Name: Verizon Long Distance LLC  
Contract Number: MTM  
Billing Account Number: 781-878-7451  
Multiple Billing Account Numbers: N  
Service Start Date: 07/01/2011  
Service End Date: 06/30/2012  
Contract Award Date: N/A  
Contract Expiration Date: N/A  
Shared Worksheet Number: 1328113  
Number of Months Recurring Service Provided in Funding Year: 12  
Annual Pre-discount Amount for Eligible Recurring Charges: \$5,040.00  
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00  
Pre-discount Amount: \$5,040.00  
Discount Percentage Approved by the USAC: 40%  
Funding Commitment Decision: \$2,016.00 - FRN approved as submitted

FCDL Date: 11/08/2011  
Wave Number: 021  
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2012  
Consultant Name:  
Consultant Number (CRN):  
Consultant Employer:

FUNDING COMMITMENT REPORT  
Billed Entity Name: HANOVER SCHOOL DISTRICT  
BEN: 120605  
Funding Year: 2011

Comment on RAL corrections: The applicant did not submit any RAL corrections.

Form 471 Application Number: 798959  
Funding Request Number: 2177797  
Funding Status: Funded  
Category of Service: Telecommunications Service  
Form 470 Application Number: 753290000882760  
SPIN: 143025240  
Service Provider Name: AT&T Mobility  
Contract Number: MTM  
Billing Account Number: 302613227  
Multiple Billing Account Numbers: N  
Service Start Date: 07/01/2011  
Service End Date: 06/30/2012  
Contract Award Date: N/A  
Contract Expiration Date: N/A  
Shared Worksheet Number: 1328113  
Number of Months Recurring Service Provided in Funding Year: 12  
Annual Pre-discount Amount for Eligible Recurring Charges: \$22,548.00  
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00  
Pre-discount Amount: \$22,548.00  
Discount Percentage Approved by the USAC: 40%  
Funding Commitment Decision: \$9,019.20 - FRN approved as submitted

FCDL Date: 11/08/2011  
Wave Number: 021  
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2012  
Consultant Name:  
Consultant Number (CRN):  
Consultant Employer:

This was the only page of three that we could find.

FORM 486 NOTIFICATION LETTER REPORT  
(Funding Year 2011)

Funding Request Number: 2177254  
Form 471 Application Number: 798959  
Service Provider Name: Verizon Massachusetts  
Service Provider Identification Number: 143001291  
Billing Account Number: 781-878-7451  
Service Start Date: 01/15/2013\*  
Service Start Date Change Explanation: 120-DAY 486 DEADLINE  
Adjusted Funding Commitment: \$0.00

Funding Request Number: 2177707  
Form 471 Application Number: 798959  
Service Provider Name: Verizon Massachusetts  
Service Provider Identification Number: 143001291  
Billing Account Number: 781-878-7451  
Service Start Date: 01/15/2013\*  
Service Start Date Change Explanation: 120-DAY 486 DEADLINE  
Adjusted Funding Commitment: \$0.00

Funding Request Number: 2177731  
Form 471 Application Number: 798959  
Service Provider Name: Verizon Long Distance LLC  
Service Provider Identification Number: 143030795  
Billing Account Number: 781-878-7451  
Service Start Date: 01/15/2013\*  
Service Start Date Change Explanation: 120-DAY 486 DEADLINE  
Adjusted Funding Commitment: \$0.00

Funding Request Number: 2177797  
Form 471 Application Number: 798959  
Service Provider Name: AT&T Mobility  
Service Provider Identification Number: 143025240  
Billing Account Number: 302613227  
Service Start Date: 01/15/2013\*  
Service Start Date Change Explanation: 120-DAY 486 DEADLINE  
Adjusted Funding Commitment: \$0.00

05/30/2013