

**BEFORE THE FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554**

IN THE MATTER OF:)
)
THE TENNESSEE E-RATE) **CC Docket No. 02-6**
CONSORTIUM)

Supplement to Request for Waiver

The Tennessee E-rate Consortium (Tennessee) initially submitted its request to the Federal Communications Commission to review and waive certain competitive bidding requirements related to Consortium LOA's as determined by the fund administrator, the Universal Service Administrative Company (USAC) on February 11, 2013. In Tennessee's original waiver request, we respectfully requested that the Commission waive the applicable sections of 47 C.F.R. §§ 54.502, 54.503 in accordance with their discretion to waive such rules based on the facts presented which clearly represent an extraordinary set of circumstances demonstrating that strict compliance would be inconsistent with the public's interest.

In addition, we requested that any applicant in Tennessee not yet identified as having been found non-compliant related to this specific issue on any Form 471 or attachment to this request for waiver be eligible to reference this waiver should it be granted. We further requested that this waiver apply to any COMAD action that had been or will be started related to impacted applicants who were initially funded but have now had or will have funding denied due to the issue at hand.

Tennessee continues to seek the relief originally requested in the waiver but desires to clarify the time frame for that relief. Tennessee seeks relief related specifically to E-Rate funding year 2012-2013 and does not require any additional waiver of rules or other action outside of that funding year. None of the impacted school systems relied on the Consortium procurement (or LOA's) in question for 2013-2014 E-Rate filings.

All other facts and circumstances of the original waiver remain and Tennessee continues to assert the reasons and need for the relief requested as indicated in the original waiver request. We assert that updating the time period of relief to cover only E-Rate year 2012-2013 further supports the statement that granting this relief will not create a precedent and is solely to address the set of unique circumstances that unfortunately arose during that singular filing year.

Most Sincerely.

/s/ Kimberly M. Friends

Tennessee State E-Rate Coordinator
Tennessee Department of Education
kfriends@tennsec.com
909.652.9104

/s/ Tom Bayersdorfer

Tennessee E-Rate Consortium Lead
Metro-Nashville Public Schools
tom.bayersdorfer@mnps.org
615.259.8502