

FEB 12 2014

FCC Office of the Secretary



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Letter of Appeal
WC Docket No. 02-60

February 10, 2014

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street SW
Washington, DC 20554

Appellant/Organization Name: **Clay Center Unified School District 379**
Contact Person Name: **Tamera Burke**
Contact Mailing Address: **605 E. Crawford, Salina, KS 67401**
Contact Phone Number: **785-825-9185**
Contact Fax: **785-825-9195**
Contact Email Address: **tburke@smokyhill.org**

Funding Year: **2013-2014**
BEN: **137973**
Service Provider Identification Number: **14303533**
Form 471 Application Number: **883388**
FRN: **2406556**

We are appealing the decision that the On-Premise Priority 1 Equipment lease and maintenance for FRN 2406556 is ineligible as a Priority 1 service. After the agreed upon reductions, we cannot find any evidence that this equipment does not meet eligibility guidelines.

On August 28, 2013 a USAC reviewer determined that FRN 2406556 should be reduced from \$2,760 to \$2,400 per month to remove estimated taxes and surcharges. We agreed with that decision.

On September 3, 2013 a USAC reviewer determined that the On-Premise Priority 1 equipment used for this video distance learning funding request was only 91% eligible. We agreed with that decision.

On October 2, 2013 a USAC reviewer decided that the equipment lease and maintenance on FRN 2406556 were not eligible even though it meets all the requirements for On-Premise Priority 1 equipment. We had no choice at this point but to allow the reviewer to remove \$1,600 per month even though we did not agree with the reviewer's decision.

We would like a revised funding commitment decision letter with the eligible pre-discount amount of \$27,072. With a 70% discount percentage, we would like this FRN funded for \$18,950.40.

Please see the attached correspondence and documentation including the definition of eligibility.

No. of Copies rec'd 1
List ABCDE

Documents included

Date	Time	Document #	Page #	Description
		1.0	4-5	2013 Eligible Services List regarding On-Premise Priority 1 Equipment
		2.0	6-8	On-Premise Priority 1 Equipment guidelines
January 14, 2013		3.0	9-17	Form 471 for FRN 2406556
August 20, 2013	6:59 AM	4.0	18	Email from USAC reviewer requesting additional information including Tennessee test, diagram and equipment make/model for FRN 2406556.
August 20, 2013	6:59 AM	4.1	19-23	Attachment included with USAC reviewer email requesting additional information including Tennessee test, diagram and equipment make/model for FRN 2406556.
August 20, 2013	2:44 PM	4.2	24-27	Response to USAC reviewer with contract, bill, Tennessee test, diagram and equipment make/model for FRN 2406556.
August 20, 2013	2:44 PM	4.3	28-75	Attachment included with response to USAC reviewer for contract, bill, Tennessee test, diagram and equipment make/model for FRN 2406556.
August 20, 2013	2:44 PM	4.4	76	Attachment included with response to USAC reviewer for contract, bill, Tennessee test and equipment make/model for FRN 2406556.
August 28, 2013	7:56 AM	4.5	77-80	Response to USAC reviewer with contract and Tennessee test for FRN 2406556 after telephone conversation. Per reviewer's request, wording was added to reduce FRN to remove ineligible \$360 per month.
August 28, 2013	7:56 AM	4.6	81-82	Attachment included with response to USAC reviewer for contract, Tennessee test and funding reduction for FRN 2406556.
August 28, 2013	8:01 AM	4.7	83-86	Response to USAC reviewer with contract, diagram and Tennessee test for FRN 2406556 after telephone conversation. Per reviewer's request, wording was added to reduce FRN to remove ineligible \$360 per month.
August 28, 2013	8:01 AM	4.8	87-88	Attachment included with response to USAC reviewer for contract, diagram, Tennessee test and funding reduction for FRN 2406556.
August 28, 2013	8:01 AM	4.9	89	Attachment included with response to USAC reviewer for contract, diagram, Tennessee test and funding reduction for FRN 2406556.
August 30, 2013	2:08 PM	5.0	90	Email from USAC reviewer requesting codex SKU for FRN 2406556.
September 3, 2013	10:09 AM	5.1	91	Response to USAC reviewer with codex SKU for FRN 2406556.
September 3, 2013	10:47 AM	6.0	92	Response to USAC reviewer with equipment lease cost and wording to reduce FRN to remove ineligible \$144 per month for FRN 2406556 after telephone conversation.

September 5, 2013	1:56 PM	7.0	93	Email from USAC reviewer requesting details on coverage of equipment lease and maintenance, clarification of 3 Mbps connection and list of services covered in maintenance, technical support and installation for FRN 2406556.
September 5, 2013	1:56 PM	7.1	94-95	Attachment included with USAC reviewer email requesting details on coverage of equipment lease and maintenance, clarification of 3 Mbps connection and list of services covered in maintenance, technical support and installation for FRN 2406556.
September 10, 2013	1:10 PM	7.2	96	Response to USAC reviewer with details on coverage of equipment lease and maintenance, clarification of 3 Mbps connection and list of services covered in maintenance, technical support and installation for FRN 2406556.
October 2, 2013	1:17 PM	8.0	97	Email to USAC reviewer after telephone conversation asking for additional information on eligibility for FRN 2406556.
October 2, 2013	1:45 PM	9.0	98	Email from USAC reviewer requesting costs associated with lease, maintenance, technical support and installation for FRN 2406556.
October 2, 2013	1:45 PM	9.1	99-100	Attachment included with USAC reviewer email requesting costs associated with lease, maintenance, technical support and installation for FRN 2406556.
October 16, 2013	4:07 PM	9.2	101	Response to USAC reviewer with costs associated with lease, maintenance, technical support and installation for FRN 2406556.
October 22, 2013	9:27 AM	9.3	102	Email from USAC reviewer requesting a telephone call regarding FRN 2406556.
October 25, 2013	2:18 PM	9.4	103	Response to USAC reviewer with costs associated with lease, maintenance, technical support and installation for FRN 2406556 after telephone conversation.
October 28, 2013	7:46 AM	10.0	104	Email from USAC reviewer regarding funding reduction for FRN 2406556.
October 28, 2013	7:46 AM	10.1	105-106	Attachment included with USAC reviewer email regarding funding reduction for FRN 2406556.
October 31, 2013	11:31 AM	10.2	107	Response to USAC reviewer regarding funding reduction for FRN 2406556.

Sincerely,

Tamera Burke

Tamera Burke
E-Rate Consultant

Priority One

This section lists the Priority One telecommunications services, telecommunications, and Internet access services, and other Priority One services for which E-rate applicants may seek discounts.

Support is also available for maintenance and technical support appropriate to maintain reliable operation when provided as a component of these services. Please see the Miscellaneous section of this document for additional entries applicable to these services, such as charges for installation and configuration.

Function	Description
<p>Digital Transmission Services</p>	<p>Digital transmission services provide transmission from an eligible school or library facility to other locations beyond the school or library. Such services generally refer to data links that connect multiple points using any available technology. An eligible digital transmission service may be used to connect an eligible location to the Internet or <u>Internet2</u>. Digital transmission services used to link local networks are commonly called "<u>wide area networks</u>" (<u>WANs</u>).</p> <p>Eligible digital transmission technologies include, but are not limited to:</p> <ul style="list-style-type: none"> • <u>Asynchronous Transfer Mode (ATM)</u> • <u>Broadband over Power Lines (BPL)</u> • <u>Digital Subscriber Line (DSL)</u> • <u>DS-1, DS-3</u> • <u>Ethernet</u> • <u>Fiber</u> • <u>Frame Relay</u> • <u>Integrated Services Digital Network (ISDN, BRI, PRI)</u> • <u>OC-1, OC-3, OC-12, OC-n</u> • <u>Satellite service</u> • <u>Switched Multimegabit Data Service (SMDS)</u> • <u>T-1, T-3, Fractional T-1</u> • <u>Wireless</u> <p>Components required as an integral part of a digital transmission service are eligible for discount, such as:</p> <ul style="list-style-type: none"> • costs of a <u>permanent virtual circuit (PVC)</u> • costs of <u>trunk lines</u> • reasonable installation costs <p>-The telecommunications component of:</p> <ul style="list-style-type: none"> • a distance learning capability • video, or • interactive television, is eligible for discount.

	<p>In addition, the telecommunications component of voice or video <u>conferencing services</u> that provide a means for multiple users to participate in group discussions may be eligible if the services are limited only to eligible educational or library purposes.</p>
<p>E-mail Service</p>	<p><u>E-mail</u> service is eligible. E-mail service may be included in the cost of Internet access (listed above) or may be provided at a separate cost, either as a fixed charge and/or on a per-user or other basis.</p> <p>Some e-mail services may include substantial ineligible features, such as collaboration tools, and services to ineligible users. Funding is limited strictly to the eligible portion of an electronic mail service (<i>i.e.</i>, the part of the service that provides for the transmission of text messages and other information). <u>E-mail archiving</u> is not eligible for discount.</p>
<p>Fiber or Dark Fiber</p>	<p>Lit or dark fiber, provided by any entity, including a non-telecommunications carrier, is eligible. Dark fiber is eligible as long as applicants light the fiber immediately. Certain maintenance and installation costs are also eligible, including charges for installation of dark fiber within the property line. For leased lit fiber, all special construction charges are eligible. When lit fiber is leased as telecommunications, the modulating electronics included as part of that service is eligible as telecommunications.</p> <p>Applicants should apply for the fiber service as Internet access, if they select a non-telecommunications carrier to provide the fiber. Funding requests for fiber must be submitted in the <u>Internet Access</u> category of service if the service will not be provided by a telecommunications carrier.</p>
<p>Interconnected Voice Over Internet Protocol</p>	<p>Costs to subscribe to interconnected Voice Over Internet Protocol (VoIP) are generally eligible for E-rate discounts.</p>
<p>Internet Access</p>	<p>Support in this funding category is generally only available for basic conduit access to the Internet but is not available for content, equipment purchased by applicants, and services beyond basic conduit access to the Internet. Basic conduit access to the Internet may be used for access to Internet-based distance learning and video conferencing services. Basic conduit Access technologies include but are not limited to:</p> <ul style="list-style-type: none"> • <u>Broadband over Power Lines (BPL)</u>-enabled Internet access service • <u>Cable Modem</u> • <u>Digital Subscriber Line (DSL)</u> • <u>Fiber/Dark Fiber</u> • <u>Satellite service</u> • Telephone dial-up • <u>T-1</u> lines • <u>Wireless</u> (For more details see the entry for "<u>Wireless Internet access</u>")



[USAC Home](#) | [Schools and Libraries Program](#) | [Applicants](#) | [Before You Begin](#) | [Eligible Services Overview](#) | [On-Premise Priority 1 Equipment](#)

BEFORE YOU BEGIN

School and Library Eligibility	Non-Traditional Education	Eligible Services Overview
Consortia	Educational Service Agencies (ESA)	Eligible Services List
Non-Instructional Facilities	Entity Numbers	

On-Premise Priority 1 Equipment

Equipment located at the applicant site can receive funding as part of a telecommunications or Internet access service in certain limited conditions. In general, equipment that is located at the applicant site is considered for funding under the eligibility requirements for internal connections. However, if the on-premise equipment is an integral part of an end-to-end Priority 1 service (i.e., telecommunications services or Internet access), recurring or non-recurring charges for that service may include the cost of on-premise equipment used by the provider to provide that Priority 1 service.

Strict conditions apply to the provision of support for Priority 1 services that include on-premise equipment.

The conditions set forth below for eligibility of on-premise Priority 1 equipment are based on an order released by the Federal Communications Commission (FCC) involving a challenge by the state of Tennessee ([FCC 99-216](#) ■, released August 11, 1999). USAC uses the principles set forth in the Tennessee Order as a processing standard for funding requests that include service provider charges for the use of on-premise equipment.

The Principle

It is important to understand what characteristics distinguish on-premise equipment eligible as part of an end-to-end Priority 1 service from internal connections equipment (Priority 2).

Components of internal connections are "necessary" to transport information within a school campus or library branch. Internal connections do not include connections extending beyond a school campus or library branch. FCC rules indicate that "(t)here is a rebuttable presumption that a connection does not constitute an internal connection if it crosses a public right of way." Thus, connections beyond an applicant's premises are presumed to be a part of Priority 1 services (either telecommunications services or Internet access) and connections within an applicant's premises are presumed to be internal connections.

In the normal application of this rule, the actual demarcation point between the local network and the Priority 1 services is typically at a wiring closet or computer room within the facilities. This is consistent with historical precedent of network systems, which traditionally rely on a specific dividing line or "demarcation" between a location's inside facilities and outside facilities. (A demarcation at the exact property boundary line would not be practical.)

In the Tennessee Order, the FCC affirmed that components located at the applicant site were presumed to be internal connections, but also discussed the basis by which this presumption could be overcome. The specific conditions relied upon by the FCC are described in the next section. In addition, several underlying requirements are an integral part of the approach and these are described in Section 3.

The FCC has indicated that support may be provided for basic termination equipment, such as a CSU/DSU, cable modem, network interface device, or copper-to-fiber converter. In the case of such a single basic termination component at the applicant's site, the requirement to meet all conditions as provided in this document does not apply. The term "single" is used to apply to no more than one component per site. Configurations of more than a single basic termination component, such as configurations utilizing routers or other complex equipment, must meet the requirements indicated in the following sections.

Eligibility Conditions

The on-premise Priority 1 equipment must be an integral component of the telecommunications or Internet access service. Support for services that includes charges for on-premise Priority 1 equipment is permissible when all of the following conditions are met:

Same Service Provider: The on-premise equipment will be provided by the same service provider that provides the eligible telecommunications or Internet access service of which it is a part. The on-premise Priority 1 equipment is part of the service provider's infrastructure that is used to provide an eligible telecommunications or Internet access service. All parts of this eligible telecommunications or Internet access service must be obtained from a single service provider.

Requests for services on the FCC Form 471 (Services Ordered and Certification Form) require the applicant to identify a single service provider for each funding request, so this provision is automatically enforced when the full service is described by a single funding request (i.e., a single FCC Form 471, Block 5).

An applicant is allowed to describe a single telecommunications or Internet access service with on-premise equipment in more than one funding request of an FCC Form 471, but only if the applicant provides clear information in the attachments required by Item 21 of FCC Form 471, so that USAC understands the nature of the complete configuration. These multiple funding requests must be featured on a single FCC Form 471. Each separate funding request that is comprised of such a complete telecommunications or Internet access service must specify the same service provider. In other words, the same Service Provider Identification Number (SPIN) must be indicated in each request.

Document 2.0

Maintenance Is the Responsibility of the Service Provider. Since the on-premise components are merely a part of service provider infrastructure used to provide a telecommunications or Internet access service, then the service provider must maintain the components as part of the service provided. The charges of the service provider can include a separate maintenance fee. The applicant may not contract with a different party for maintenance of the service provider facilities, nor may the applicant provide its own maintenance of service provider components.

No Transfer of Ownership or Lease-Purchase Option. The on-site components cannot be owned by the applicant at any time now or in the future. If an explicit or implicit option for the applicant to purchase the components exists and the applicant chooses to exercise this option, they will no longer be in compliance with the rules of the program. However, the presence of an option, in and of itself, would not make the applicant non-compliant with program rules.

If a transfer of ownership is discovered at a future date, USAC will require the return of any funds improperly obtained. Criminal penalties may also apply.

Initial Capital Costs Cannot Exceed Certain Thresholds. Service providers are limited in their ability to recoup the initial costs of construction or installation. Such upfront reimbursements must be limited to less than 67 percent of total charges. This 67 percent limit is evaluated by dividing the initial capital costs by all charges of the service over the funding year, subject to these further criteria: Initial capital costs include costs for equipment and its installation, but not costs for maintenance.

The initial capital costs comprising the numerator for this calculation include only the costs for on-site equipment and its related installation. Initial capital costs for equipment and installation located outside of applicant facilities need not be included.

An applicant cannot avoid requirements regarding upfront charges by merely spreading what would otherwise be a one-time charge over multiple recurring payments in a single funding year. USAC will compare monthly charges during the first year of a contract with monthly charges in subsequent years when making this evaluation.

Additionally, contracts that require applicants to pay most or all of the cost of service provider infrastructure over an abbreviated time period raise the issue of whether the most cost-effective service has been selected.

Note that an additional program rule may require that initial capital costs be amortized. This additional requirement applies regardless of whether any service provider infrastructure is located at the applicant site. See Wide Area Networks (WAN).

On-site Components Cannot Be Used for Any Other Purpose. Since the on-premise Priority 1 components are a part of the service provider's infrastructure, and not the applicant's, the components cannot be used by the applicant for any purpose beyond the telecommunications or Internet access service being obtained from that service provider.

For example, assume that a network router located at the applicant site is part of a telecommunications or Internet access service under the on-premise provisions. This router cannot be used to distribute any other information, such as local area network traffic, beyond the Priority 1 telecommunications or Internet access service. The on-premise Priority 1 service must have a single demarcation point to the applicant's local network. However, in the case of multiple on-premise Priority 1 services, there may be a single demarcation point to the applicant's local network for each service (i.e., voice, video or data).

Further, assume that routers at multiple school or library locations are interconnected in order to provide Internet access to these locations. Funding for Priority 1 Internet access may include recurring or non-recurring charges for the routers only if those routers are used exclusively to provide Internet access. If information is exchanged directly among the school or library locations across the WAN links, the routers would not be eligible to lease as part of a Priority 1 Internet access service. WAN links used to provide Internet access also must be the most cost-effective means for obtaining Internet access.

The Local Network Is not Dependent on the Equipment. The internal network at the site must continue to function without connection to the service provider on-premise equipment. Applicants cannot overcome this requirement by installing redundant components because that would be contrary to the requirement to select the most cost-effective service. For instance, on-premise components such as network hubs and network switches that are used to distribute transmissions to multiple locations within a local area network would not meet this requirement because if they were removed then the communication paths among the various network points would be broken. Similarly, a PBX that routes calls within a school or library would not be eligible for support as Priority 1 on-premise equipment.

Must Allow Sharing of Facilities. The underlying concept of the on-premise Priority 1 approach is that service providers can choose to locate some of their own infrastructure at the applicant site if certain conditions are met. The FCC Order indicates that service providers must have the flexibility to make this infrastructure available on a shared basis to other customers, since such sharing arrangements can result in reduced costs. The applicant may be the only party using the equipment, but there can be no contractual, technical, or other limitation that would prevent the service provider from using equipment that would normally be shared in other similar arrangements with other customers. Applicants must be willing to accept the possibility that the service provider would use the on-premise Priority 1 equipment for additional customers.

Fundamental Eligibility Requirements

The conditions described above have several implications. Additionally, overall program rules and eligibility requirements apply regardless of whether on-premise components are included.

Limited to WAN Components. The FCC's Tennessee Order involved the demarcation between local area network and wide area network. Components that are a part of a local area network are not included.

On-premise equipment must be essential to provision of Priority 1 service. The on-premise equipment must be an integral part of the Priority 1 telecommunications service or Internet access service, such that the service could not be provided without the component in question.

Must have a Specific Demarcation. A single dividing line between a Priority 1 service and the local network components is a fundamental part of the FCC's Tennessee Order. Internal wiring (or wireless capability) that connects multiple locations within a school or library is inherently a part of the local network. A single demarcation is allowable for each service.

Must be Continuous. The components that make up the end-to-end service must be directly connected and cannot have cabling, network hubs, or other components within this directly connected architecture, unless these other components are also part of end-to-end service and meet all other requirements.

Must be Economically Justifiable. Configurations that attempt to meet the conditions by including redundant components or components that do not provide reasonable functional utility are contrary to program requirements to choose the most cost-effective service.

Must Meet Program Definitions for Telecommunications or Internet Access Service. A telecommunications service is defined as "the offering of telecommunications for a fee directly to the public, or to such classes of users as to be effectively available directly to the public, regardless of the facilities used." Telecommunications is defined as "the transmission, between or among points specified by the user, of information of the user's choosing, without change in the form or content of the information as sent and received." Eligible Internet access is limited to "basic conduit access" to the Internet, including email. See [FCC 97-157](#), released May 8, 1997. Separate charges for content or additional information services and capability are not eligible.

USAC's Role

USAC may evaluate three initial areas when determining the eligibility of an on-premise Priority 1 funding request:

Has the applicant demonstrated compliance with each specific condition?

Is cost information sufficient to confirm compliance with the requirement that upfront, capital charges are less than 67 percent of total charges in the funding year?

Is the location and configuration of equipment consistent with the requirements for on-premise Priority 1 equipment? A diagram that shows how the components are interconnected with an applicant's internal connections components may be required to confirm that the proposed configuration is acceptable.

Additional information also may be requested, if appropriate, for the funding request at hand.

The FCC Form 471 Item 21 attachment is used to provide information required in the above review. Applicants can speed the review process by including clear and sufficient information in this attachment including an indication of which portions of the funding request are on-premise (both the lease of on-premise equipment and installation of on-premise equipment).

During USAC's review process, if any on-site components are determined not to qualify as part of Priority 1 services, they will be evaluated as internal connections. Thus, a funding request could be found to contain a combination of a Priority 1 service and internal connections. In this circumstance, the funding request is evaluated based on the procedure described in [Service Category Adjustments](#).

This adjustment of service categories may result in the denial of all or part of the funding request. For this reason, applicants should ensure that the requests for funding for on-premise Priority 1 services are consistent with the administrative procedures.

Configuration Examples

The following diagrams have been created to assist applicants and service providers in understanding the acceptable and unacceptable configurations for on-premise Priority 1 equipment (the diagrams will open in separate browser windows):

Example 1: Router No

Router that does not meet the on-premise Priority 1 conditions

Example 2: Router Maybe

Router that might meet the on-premise Priority 1 conditions

Example 3: Multiple Service No

Multiple service request with a router that does not meet the on-premise Priority 1 conditions

Example 4: Multiple Service Maybe

Multiple service request with a router that might meet the on-premise Priority 1 conditions

Example 5: WAN Maybe

Wide area network configuration that might meet the on-premise Priority 1 conditions

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FCC Filings
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FCC Form 471

Approval by OMB
3080-0806

**Schools and Libraries Universal Service
Description of Services Ordered and Certification Form 471**

Estimated Average Burden Hours per Response: 4 hours
This form is designed to help schools and libraries to list the eligible services they have ordered and estimate the annual charges for them so that the Fund Administrator can set aside sufficient support to reimburse providers for services. Please read instructions before beginning this application. (You can also file online at www.usac.org/sl.) The instructions include information on the deadlines for filling this application.

Applicant's Form Identifier (Create an identifier for your own reference) 37947113A	Form 471 Application #: 883388 (To be assigned by administrator)
Block 1: Billed Entity Address and Identifications	
<p>1 Name of Billed Entity CLAY CENTER UNIFIED SCHOOL DISTRICT 379</p> <p>2 Funding Year 2013</p> <p>3a Entity Number 137973</p> <p>3b FCC Registration Number 0007622335</p> <p>4a Street Address, P.O. Box, or Route Number 807 DEXTER ST</p> <p>City CLAY CENTER State KS Zip Code 67432-</p> <p>4b Telephone Number (785) 632-3176</p> <p>4c Fax Number (785) 632-5020</p> <p>5a Type of Application (check only one)</p> <p><input type="radio"/> Individual School (individual public or non-public school)</p> <p><input checked="" type="radio"/> School District (LEA; public or non-public [e.g. diocesan] local district representing multiple schools)</p> <p><input type="radio"/> Library (including library system, library outlet/branch or library consortium as defined under LSTA)</p> <p><input type="radio"/> Consortium (intermediate service agencies, states, state networks, special consortia of schools and/or libraries)</p> <p><input type="radio"/> Statewide application for (enter 2-letter state code) representing (check all that apply)</p> <p><input type="checkbox"/> All public schools/districts in the state</p> <p><input type="checkbox"/> All non-public schools in the state</p> <p><input type="checkbox"/> All libraries in the state</p> <p>5b Recipient(s) of Services:</p> <p><input type="checkbox"/> Private <input checked="" type="checkbox"/> Public <input type="checkbox"/> Charter</p> <p><input type="checkbox"/> Tribal <input type="checkbox"/> Head Start <input type="checkbox"/> State Agency</p>	
Entity Number: 137973	Applicant's Form Identifier: 37947113A
Contact Person: Tamara Burke	Contact Phone Number: (785) 825-9185
Block 1: Billed Entity Address and Identifications (continued)	
<p>6a Contact Person's Name Tamara Burke</p> <p>If the Contact Person's Street Address is the same as Item 4 above, check here. <input type="checkbox"/> If not, complete Item 6b.</p> <p>6b Street Address, P.O. Box, or Route Number NOTE: USAC will use this address to mail correspondence about this form. 605 E. Crawford City Salina State KS Zip Code 67401-</p> <p>Check the box next to your preferred mode of contact and provide your contact information. One box MUST be checked and an entry provided.</p> <p><input checked="" type="checkbox"/> 6c Telephone Number (785) 825 - 9185</p> <p><input type="checkbox"/> 6d Fax Number (785) 825 - 9195</p> <p><input type="checkbox"/> 6e E-Mail Address tburke@smokyhill.org Re-enter E-mail Address tburke@smokyhill.org</p> <p>6f Holiday/vacation/summer contact information: please include name of alternate contact (if applicable) and alternate phone, fax or E-mail address</p> <p>If a consultant is assisting you with your application process, please complete Item 6g below:</p> <p>6g Consultant Name TAMERA BURKE Name of Consultant's Employer Smoky Hill Education Service Center Consultant's Street Address 605 East Crawford City Salina State KS Zip Code 67401 Consultant's Telephone Number (785) 825-9185 Ext. Consultant's Fax Number (785) 825-9195 Consultant's E-mail Address tburke@smokyhill.org Re-enter E-mail Address tburke@smokyhill.org Consultant Registration Number 16049052</p>	
Entity Number: 137973	Applicant's Form Identifier: 37947113A
Contact Person: Tamara Burke	Contact Phone Number: (785) 825-9185

Complete this information on EVERY Form 471 you file for the services requested on that form. Please complete all rows that apply to services for which you are requesting discounts.

Schools/school districts complete the left-hand column and libraries complete the right-hand column. Consortia complete all that apply.

Block 2: Impact of Services Ordered for Schools and Libraries from this Form 471

		Schools	Libraries
7a	Number of students or patrons to be served	1386	0
b	Telephone service: Number of classrooms or rooms with phone service	10	0
c	Direct connections to the Internet: Number of drops	3	0
d	Number of classrooms or rooms with Internet access	123	0
e	Number of computers or other devices with Internet access	1200	0
f	Number of dial-up Internet access and other connections of up to 200 kbps:	0	0
g	High-speed Internet access services: Number of buildings served at the following speeds (please use advertised download speed coming into building, not actual speed in classroom or work area):	At or greater than 200 kbps and less than 1.5 mbps	0
		At or greater than 1.5 mbps and less than 3 mbps	0
		At or greater than 3 mbps and less than 10 mbps	0
		At or greater than 10 mbps and less than 25 mbps	0
		At or greater than 25 mbps and less than 50 mbps	8
		At or greater than 50 mbps and less than 100 mbps	0
		Greater than 100 mbps	0
Block 3:			
8 [Reserved]			

Entity Number: 137973	Applicant's Form Identifier: 37947113A
Contact Person: Tamera Burke	Contact Phone Number: (785) 825-9185

Block 4: Discount Calculation Worksheet **Worksheet - 150950**
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The Block 4 worksheet is used to calculate your discount for services. You will complete one or more worksheets depending on the type of application you are filing. If you file more than one worksheet, please number the completed worksheets to assure that they are all processed correctly. Please refer to the instructions for information specific to the Type of Application you indicated in Block 1, Item 5.

Check here if this worksheet contains all eligible entities in the school district or library system.

9a List entities and calculate discount(s): (For Administrator's Use)
School District or Library System Name: **School District or Library System Entity Number:**

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Name of Eligible Entity	Entity Number AND NCES Code (for Schools) or FSCS Code (for Libraries)	Urban or Rural U or R	Total Number of Students	Number of Students Eligible for NSLP	Percent of Students Eligible for NSLP (Col. 5 / Col. 4)	Disc. from Disc. Matrix	New Core Invoiced	Admin Entity or NIF	Alt Disc Mech	Weighted Product for Calculating Shared Discount (Col. 4 x Col. 7)	Insert appropriate codes(s): Pre-K-K, H = Head Start, A = Adult Education, J = Juvenile Justice/em E = ESA, D = Dormitory	Entity Number of School District in which Library Outlet/Branch is Located	Discount of Member Entity	Shared Discount
ALL ENTITIES		SCHOOLS AND LIBRARIES									Schools with shared services	Schools	Library Outlet/Branch	Consortia
CLAY CENTER MIDDLE SCHOOL	77791 20 04890 00823	R	252	111	44.048%	70	N	N	N	17640				
CLAY CENTER HIGH SCHOOL	77792 20 04890 00824	R	305	110	36.066%	70	N	N	N	21350				
GARFIELD ELEMENTARY SCHOOL	77793 20 04890 00821	R	163	74	45.399%	70	N	N	N	11410				
BUS BARN	16049262	R	0	0	0.000%	70	N	N	N	0				
WAKEFIELD HIGH SCHOOL	77850 20 04890 00829	R	109	43	39.450%	70	N	N	N	7630				
WAKEFIELD ELEM	202814 20 04890 00828	R	178	87	48.876%	70	N	N	N	12460				
CLAY CENTER USD 379 DISTRICT OFFICE	230107	R	0	0	0.000%	70	N	N	N	0				
LINCOLN ELEMENTARY SCHOOL	77794 20 04890 00822	R	379	177	46.702%	70	N	N	N	26530	P			

9b Shared Services

SCHOOL DISTRICTS: (Including groups of schools within school districts.) Calculate the totals of Columns 4 and 11. Divide the total of Column 11 by the total of Column 4. Enter the result in Column 15.	1386									97020				70%
LIBRARY SYSTEMS: Calculate the total of Column 7. Divide this total by the number of outlets/branches. Enter the result in Column 15.														
CONSORTIA: Calculate the total of Column 14. Divide this total by the number of member entities. Enter the result in Column 15.														

Entity Number:										Applicant's Form Identifier:					
Contact Person:										Contact Phone Number:					
Block 4: Discount Calculation Worksheet										Worksheet - 1509502 Page 2 of 3					
<p>The Block 4 worksheet is used to calculate your discount for services. You will complete one or more worksheets depending on the type of application you are filing. If you file more than one worksheet, please number the completed worksheets to assure that they are all processed correctly. Please refer to the instructions for information specific to the Type of Application you indicated in Block 1, Item 5.</p> <p><input type="checkbox"/> Check here if this worksheet contains all eligible entities in the school district or library system.</p>															
9a List entities and calculate discount(s):										(For Administrator's Use)					
School District or Library System Name:										School District or Library System Entity Number:					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	
Name of Eligible Entity	Entity Number AND NCES Code (for Schools) or FSCS Code (for Libraries)	Urban or Rural U or R	Total Number of Students	Number of Students Eligible for NSLP	Percent of Students Eligible for NSLP (Col. 5 / Col. 4)	Disc. from Disc. Matrix	New Construction	Admin Entity or NIF	Alt Disc Mech	Weighted Product for Calculating Shared Discount (Col. 4 x Col. 7)	Insert appropriate codes(s): P= pre-K, H = Head Start, A = Adult Education, J = Juvenile Justice, E = ESA, D = Dormitory	Entity Number of School District in which Library Outlet/Branch is Located	Discount of Member Entity	Shared Discount	
ALL ENTITIES			SCHOOLS AND LIBRARIES							Schools with shared services	Schools	Library Outlet/Branch	Consortia		
WAKEFIELD ELEM	202814 20 04890 00828	R	178	87	48.876%	70	N	N	N	12460					
WAKEFIELD HIGH SCHOOL	77850 20 04890 00829	R	109	43	39.450%	70	N	N	N	7630					
9b Shared Services															
SCHOOL DISTRICTS: (Including groups of schools within school districts.) Calculate the totals of Columns 4 and 11. Divide the total of Column 11 by the total of Column 4. Enter the result in Column 15.			287							20090				70%	
LIBRARY SYSTEMS: Calculate the total of Column 7. Divide this total by the number of outlets/branches. Enter the result in Column 15.															
CONSORTIA: Calculate the total of Column 14. Divide this total by the number of member entities. Enter the result in Column 15.															

Entity Number:	Applicant's Form Identifier:
Contact Person:	Contact Phone Number:

Block 4: Discount Calculation Worksheet Worksheet - 1509503
Page 3 of 3

The Block 4 worksheet is used to calculate your discount for services. You will complete one or more worksheets depending on the type of application you are filing. If you file more than one worksheet, please number the completed worksheets to assure that they are all processed correctly. Please refer to the instructions for information specific to the Type of Application you indicated in Block 1, Item 5.

Check here if this worksheet contains all eligible entities in the school district or library system.

9a List entities and calculate discount(s): (For Administrator's Use)
School District or Library System Name: **School District or Library System Entity Number:**

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Name of Eligible Entity	Entity Number AND NCES Code (for Schools) or FSCS Code (for Libraries)	Urban or Rural U or R	Total Number of Students	Number of Students Eligible for NSLP	Percent of Students Eligible for NSLP (Col. 5 / Col. 4)	Disc. from Disc. Matrix	New Construction	Admin Entity or NIF	Alt Disc Mech	Weighted Product for Calculating Shared Discount (Col. 4 x Col. 7)	Insert appropriate codes(s): P= pre-K, H = Head Start, A = Adult Education, J = Juvenile Justice, E = ESA, D = Dormitory	Entity Number of School District in which Library Outlet/Branch is Located	Discount of Member Entity	Shared Discount
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CLAY CENTER HIGH SCHOOL	77792 20 04890 00824	R	305	110	36.066%	70	N	N	N	21350				
BUS BARN	16049262	R	0	0	0.000%	70	N	Y	N	0				
LINCOLN ELEMENTARY SCHOOL	77794 20 04890 00822	R	379	177	46.702%	70	N	N	N	26530				
CLAY CENTER USD 379 DISTRICT OFFICE	230107	R	0	0	0.000%	70	N	Y	N	0				
GARFIELD ELEMENTARY SCHOOL	77793 20 04890 00821	R	163	74	45.399%	70	N	N	N	11410				

9b Shared Services

SCHOOL DISTRICTS: (Including groups of schools within school districts.) Calculate the totals of Columns 4 and 11. Divide the total of Column 11 by the total of Column 4. Enter the result in Column 15.	1099	76930	70%
LIBRARY SYSTEMS: Calculate the total of Column 7. Divide this total by the number of outlets/branches. Enter the result in Column 15.			
CONSORTIA: Calculate the total of Column 14. Divide this total by the number of member entities. Enter the result in Column 15.			

Entity Number: 137973		Applicant's Form Identifier: 37947113A																																																							
Contact Person: Tamera Burke		Contact Phone Number: (785) 825-9185																																																							
Block 5: Discount Funding Request(s) Instructions: Use one Block 5 page for EACH service (Funding Request Number) for which you are requesting discounts. Make as many copies of this page as needed, and number the completed pages to assure that they are all processed correctly.		Block 5, page 5 of 9 FRN 2406556 (to be assigned by administrator)																																																							
10 <input type="checkbox"/> If this is a duplicate Funding Request (e.g., of an FRN that is not yet approved, under appeal, etc.), check this box and enter the original FRN in the space provided:																																																									
11 Category of Service (only ONE category should be checked)		23 Calculations																																																							
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%;"> PRIORITY 1 <input checked="" type="checkbox"/> Telecommunications Service <input type="checkbox"/> Internet Access </td> <td style="width:50%;"> PRIORITY 2 <input type="checkbox"/> Internal Connections Other than Basic Maintenance <input type="checkbox"/> Basic Maintenance of Internal Connections </td> </tr> </table>		PRIORITY 1 <input checked="" type="checkbox"/> Telecommunications Service <input type="checkbox"/> Internet Access	PRIORITY 2 <input type="checkbox"/> Internal Connections Other than Basic Maintenance <input type="checkbox"/> Basic Maintenance of Internal Connections	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td rowspan="5" style="width:10%; vertical-align: middle;">Recurring Charges</td> <td style="width:10%;">A. Monthly charges (total amount per month for service)</td> <td style="width:10%;"></td> <td style="width:10%;"></td> <td style="width:10%;"></td> </tr> <tr> <td></td> <td>\$2,760.00</td> <td></td> <td></td> </tr> <tr> <td>B. How much of the amount in A is ineligible?</td> <td></td> <td>\$0.00</td> <td></td> </tr> <tr> <td>C. Eligible monthly pre-discount amount (A minus B)</td> <td></td> <td>\$2,760.00</td> <td></td> </tr> <tr> <td>D. Number of months service provided in funding year</td> <td></td> <td>12</td> <td></td> </tr> <tr> <td></td> <td>E. Annual pre-discount amount for eligible recurring charges (C x D)</td> <td></td> <td>\$33,120.00</td> <td></td> </tr> <tr> <td rowspan="3" style="vertical-align: middle;">Non-Recurring Charges</td> <td>F. Annual non-recurring charges</td> <td></td> <td>\$0.00</td> <td></td> </tr> <tr> <td>G. How much of the amount in F is ineligible?</td> <td></td> <td>\$0.00</td> <td></td> </tr> <tr> <td>H. Annual eligible pre-discount amount for non-recurring charges (F minus G)</td> <td></td> <td>\$0.00</td> <td></td> </tr> <tr> <td rowspan="3" style="vertical-align: middle;">Total Charges</td> <td>I. Total funding year pre-discount amount (E + H)</td> <td></td> <td>\$33,120.00</td> <td></td> </tr> <tr> <td>J. Discount from Block 4 Worksheet</td> <td></td> <td>70.00</td> <td></td> </tr> <tr> <td>K. Funding Commitment Request (I x J)</td> <td></td> <td>\$23,184.00</td> <td></td> </tr> </table>		Recurring Charges	A. Monthly charges (total amount per month for service)					\$2,760.00			B. How much of the amount in A is ineligible?		\$0.00		C. Eligible monthly pre-discount amount (A minus B)		\$2,760.00		D. Number of months service provided in funding year		12			E. Annual pre-discount amount for eligible recurring charges (C x D)		\$33,120.00		Non-Recurring Charges	F. Annual non-recurring charges		\$0.00		G. How much of the amount in F is ineligible?		\$0.00		H. Annual eligible pre-discount amount for non-recurring charges (F minus G)		\$0.00		Total Charges	I. Total funding year pre-discount amount (E + H)		\$33,120.00		J. Discount from Block 4 Worksheet		70.00		K. Funding Commitment Request (I x J)		\$23,184.00	
PRIORITY 1 <input checked="" type="checkbox"/> Telecommunications Service <input type="checkbox"/> Internet Access	PRIORITY 2 <input type="checkbox"/> Internal Connections Other than Basic Maintenance <input type="checkbox"/> Basic Maintenance of Internal Connections																																																								
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12 Form 470 Application Number 629120000927525																																																									
13 SPIN - Service Provider Identification Number 143035333																																																									
14 Service Provider Name Twin Valley Communications Inc																																																									
15a <input type="checkbox"/> Check this box if this Funding Request is for non-contracted tariffed or month-to-month services.																																																									
15b Contract Number USD 379																																																									
15c <input type="checkbox"/> Check this box if this Funding Request is covered under a master contract (a contract negotiated by a third party, the terms and conditions of which are then made available to an eligible entity that purchases directly from the service provider).																																																									
15d <input checked="" type="checkbox"/> Check this box if this Funding Request is a continuation of an FRN from a previous funding year based on a multi-year contract. If so, provide that FRN here: 2254862																																																									
16a Billing Account Number (e.g., billed telephone number) 3001127																																																									
16b <input type="checkbox"/> Check this box if there are multiple Billing Account Numbers and attach a complete list of those numbers to this page.																																																									
17 Allowable Vendor Selection/Contract Date (mm/dd/yyyy) (based on Form 470 filing) 08/22/2011																																																									
18 Contract Award Date (mm/dd/yyyy) 11/22/2011																																																									
19 Service Start Date (mm/dd/yyyy) 07/01/2013																																																									
20a Service End Date (mm/dd/yyyy)																																																									
Contract Expiration Date 20b (mm/dd/yyyy) 06/30/2015																																																									
21 Description of This Service: NOTE: All Item 21 Attachments must be filed before the close of the filing window. Attachment You MUST attach a description of the service, including a breakdown of components, costs, manufacturer name, make and model number. You must include any additional account or telephone numbers if the billed account has multiple numbers. Label the description with an Attachment Number, and note number in space provided. H																																																									
22 Entity/Entities Receiving This Service:		a. If the service is site-specific (provided to one site and not shared by others), list the Entity Number of the entity from Block 4 receiving this service: b. If the service is shared by all entities on a Block 4 worksheet, list the worksheet number (e.g., 1): 1509503																																																							

Entity Number: 137973	Applicant's Form Identifier: 37947113A
Contact Person: Tamera Burke	Contact Phone Number: (785) 825-9185

Block 6: Certifications and Signature

24 I certify that the entities listed in Block 4 of this application are eligible for support because they are: (Check one or both.)

a schools under the statutory definitions of elementary and secondary schools found in the **No Child Left Behind Act of 2001, 20 U.S.C. §§ 7801(18) and (38)**, that do not operate as for-profit businesses and do not have endowments exceeding \$50 million; and/or

b libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any schools, including, but not limited to, elementary, secondary schools, colleges, or universities.

25 I certify that the entity I represent or the entities listed on this application have secured access, separately or through this program, to all of the resources, including computers, training, software, internal connections, maintenance, and electrical capacity, necessary to use the services purchased effectively. I recognize that some of the aforementioned resources are not eligible for support. I certify that the entities I represent or the entities listed on this application have secured access to all of the resources to pay the discounted charges for eligible services from funds to which access has been secured in the current funding year. I certify that the Billed Entity will pay the non-discount portion of the cost of the goods and services to the service provider(s).

a Total funding year pre-discount amount on this Form 471 (Add the entries from Items 23I on all Block 5 Discount Funding Requests.)	167983.02
b Total funding commitment request amount on this Form 471 (Add the entries from Items 23K on all Block 5 Discount Funding Requests.)	117588.11
c Total applicant non-discount share (Subtract Item 25b from Item 25a.)	50394.91
d Total budgeted amount allocated to resources not eligible for E-rate support	628000
e Total amount necessary for the applicant to pay the non-discount share of the services requested on this application AND to secure access to the resources necessary to make effective use of the discounts. (Add Items 25c and 25d.)	678394.91

f Check this box if you are receiving any of the funds in Item 25e directly from a service provider listed on any of the Forms 471 filed by this Billed Entity for this funding year, or if a service provider listed on any of the Forms 471 filed by this Billed Entity for this funding year assisted you in locating funds in Item 25e.

26 I certify that, if required by Commission rules, all of the individual schools and libraries receiving services under this form are covered by technology plans that do or will cover all 12 months of the funding year, and that have been or will be approved by a state or other authorized body or an SLD-certified technology plan approver prior to the commencement of service.

Or I certify that no technology plan is required by Commission rules.

27 I certify that (if applicable) I posted my Form 470 and (if applicable) made any related RFP available for at least 28 days before considering all bids received and selecting a service provider. I certify that all bids submitted were carefully considered and the most cost-effective service offering was selected, with price being the primary factor considered, and is the most cost-effective means of meeting educational needs and technology plan goals.

28 I certify that the entity responsible for selecting the service provider(s) has reviewed all applicable FCC, state, and local procurement/competitive bidding requirements and that the entity or entities listed on this application have complied with them.

29 I certify that the services the applicant purchases at discounts provided by 47 U.S.C. § 254 will be used primarily for educational purposes and will not be sold, resold or transferred in consideration for money or any other thing of value, except as permitted by the Commission's rules at 47 C.F.R. §§ 54.500, 54.513. Additionally, I certify that the entity or entities listed on this application have not received anything of value or a promise of anything of value, other than services and equipment sought by means of this form, from the service provider, or any representative or agent thereof or any consultant in connection with this request for services.

30 I certify that I and the entity(ies) I represent have complied with all program rules and I acknowledge that failure to do so may result in denial of discount funding and/or cancellation of funding commitments. There are signed contracts covering all of the services listed on this Form 471 except for those services provided under non-contracted tariffed or month-to-month arrangements. I acknowledge that failure to comply with program rules could result in civil or criminal prosecution by the appropriate law enforcement authorities.

Entity Number: 137973		Applicant's Form Identifier: 37947113A	
Contact Person: Tamera Burke		Contact Phone Number: (785) 825-9185	
Block 6: Certification and Signature (Continued)			
<p>31 <input checked="" type="checkbox"/> I acknowledge that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the service, receive an appropriate share of benefits from those services.</p> <p>32 <input checked="" type="checkbox"/> I certify that I will retain required documents for a period of at least five years after the last day of service delivered. I certify that I will retain all documents necessary to demonstrate compliance with the statute and Commission rules regarding the application for, receipt of, and delivery of services receiving schools and libraries discounts, and that if audited, I will make such records available to the Administrator. I acknowledge that I may be audited pursuant to participation in the schools and libraries program.</p> <p>33 <input checked="" type="checkbox"/> I certify that I am authorized to order telecommunications and other supported services for the eligible entity(ies) listed on this application. I certify that I am authorized to submit this request on behalf of the eligible entity(ies) listed on this application, that I have examined this request, that all of the information on this form is true and correct to the best of my knowledge, that the entities that are receiving discounts pursuant to this application have complied with the terms, conditions and purposes of the program, that no kickbacks were paid to anyone and that false statements on this form can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001 and civil violations of the False Claims Act.</p> <p>34 <input checked="" type="checkbox"/> I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I will institute reasonable measures to be informed, and will notify USAC should I be informed or become aware that I or any of the entities listed on this application, or any person associated in any way with my entity and/or the entities listed on this application, is convicted of a criminal violation or held civilly liable for acts arising from their participation in the schools and libraries support mechanism.</p> <p>35 <input checked="" type="checkbox"/> I certify that if any of the Funding Requests on this Form 471 are for discounts for products or services that contain both eligible and ineligible components, that I have allocated the eligible and ineligible components as required by the Commission's rules at 47 C.F.R. § 54.504(g)(1), (2).</p> <p>36 <input checked="" type="checkbox"/> I certify that this funding request does not constitute a request for internal connections services, except basic maintenance services, in violation of the Commission requirement that eligible entities are not eligible for such support more than twice every five funding years as required by the Commission's rules at 47 C.F.R. § 54.506(c).</p> <p>37 <input checked="" type="checkbox"/> I certify that the non-discount portion of the costs for eligible services will not be paid by the service provider. The pre-discount costs of eligible services featured on this Form 471 are net of any rebates or discounts offered by the service provider. I acknowledge that, for the purpose of this rule, the provision, by the provider of a supported service, of free services or products unrelated to the supported service or product constitutes a rebate of some or all of the cost of the supported services.</p>			
38 Signature of authorized person <input checked="" type="checkbox"/>		39 Date 01/14/2013	
<p>40 Printed name of authorized person Chris Modelmog</p> <p>41 Title or position of authorized person Director of Technology</p> <p><input type="checkbox"/> Check here if the consultant in Item 6g is the Authorized Person.</p> <p>42a Street Address, P.O. Box, or Route Number 605 E. Crawford</p> <p>City Salina State KS Zip Code 67401-</p>			

Entity Number: 137973		Applicant's Form Identifier: 37947113A	
Contact Person: Tamara Burke		Contact Phone Number: (785) 825-9185	
42b	Telephone Number of authorized Person	(785) 825-9185	Ext.
42c	Fax Number of Authorized Person	(785) 825-9195	
42d	E-mail Address of authorized Person	erate@smokyhill.org	
	Re-enter E-mail Address	erate@smokyhill.org	
42e	Name of Authorized Person's Employer	Smoky Hill Education Service Center	

NOTICE: Section 54.504 of the Federal Communications Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Services Ordered and Certification Form (FCC Form 471) with the Universal Service Administrator. 47 C.F.R. § 54.504(c). The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended, 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the competitive bidding requirement contained in 47 C.F.R. § 54.504. All schools and libraries planning to order services eligible for universal service discounts must file this form themselves or as part of a consortium.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or a potential violation of any applicable statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing, or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government is a party of a proceeding before the body or has an interest in the proceeding. In addition, consistent with the Communications Act of 1934, FCC regulations and orders, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law, information provided in or submitted with this form or in response to subsequent inquiries may be disclosed to the public.

If you owe a past due debt to the Federal government, the information you provide may also be disclosed to the Department of the Treasury Financial Management Service, other Federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide the information to these agencies through the matching of computer records when authorized.

If you do not provide the information we request on the form, the FCC may delay processing of your application or may return your application without action.

The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq.

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, DC 20554.

Please submit this form to:
 SLD-Form 471
 P.O. Box 7026
 Lawrence, Kansas 66044-7026

For express delivery services or U.S. Postal Service, Return Receipt Requested, mail this form to:
 SLD Forms
 ATTN: SLD Form 471
 3833 Greenway Drive
 Lawrence, Kansas 66046
 (888) 203-8100

FCC Form 471 - October 2010

Close Print Preview
 Previous

Tamera Burke

From: Majewski, Alex [alex.majewski@sl.universalservice.org]
Sent: Tuesday, August 20, 2013 6:59 AM
To: Tamera Burke
Cc: 'TB@1-785-825-9195'
Subject: FY2013 ERate App# 883388
Attachments: PIA 883388.doc

Please see attached.

Alex Majewski
Associate Manager, Program Integrity Assurance
30 Lanidex Plaza West | Parsippany, NJ 07054
T: 973.581.5058 | F: 973.599.6579
alex.majewski@sl.universalservice.org

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**FY 2013 E-rate Application Information Request**

08/20/2013

Contact Name: Tamera Burke
Applicant Name: CLAY CENTER UNIFIED SCHOOL DISTRICT 379
FCC Form 471 Application Number(s): 883388
Response Due Date: **09/04/2013**

Dear Applicant:

As we discussed in our conversation, we are in the process of reviewing your Funding Year 2013 FCC Form 471 Applications for E-rate discounts. To complete our review, we need additional information, which is listed below.

Eligibility of Services**I. Issue**

Based on the review of your Funding Year **2013** FCC Form 471 application **883388**, FRN **2406556**, the documentation provided in your Item 21 Attachments is not sufficient to determine the eligibility of your request. The documentation does not sufficiently describe the products and services being requested.

Question

To assist us in the review of your application, we need the following information:

1. Please provide more detailed documentation, such as the portion of the bill that identifies the actual products and services being requested. Your documentation should identify the specific products and services such as make, model, and description of the product or service being delivered.
2. If the bill you receive does not identify the specific products and services being delivered, you will need to contact your vendor and request such documentation. A telecommunications carrier should be able to provide you with a detailed statement identifying the specific products and services being provided, which is sometimes called a Bill Breakdown or Detailed Charge Report with Service Descriptions.
3. If your carrier cannot provide you with such a statement, please have them provide you with itemized billing or documentation that specifically details the services being delivered. Examples of supporting documentation are contracts, vendor quotes, vendor bills, invoices, etc.

Please submit the necessary information within the 15 calendar day deadline of this request. Failure to respond may result in the denial or reduction of your funding request(s).

II. Issue

Based on the documentation that you have provided during the review of your Funding 2013 FCC Form 471 application 883388, we have determined that FRN 2406556 includes charges associated with on-premise equipment. The FCC has indicated that equipment at the applicant site is presumed to be Internal Connections, but that this presumption can be overcome in certain circumstances.

For additional information regarding on-premise equipment, please visit <http://www.usac.org/sl/applicants/beforeyoubegin/eligible-services/priority-one.aspx>.

Listed below is the on-premise equipment:

On-Premise Equipment
Unknown Equipment

Question

To assist us in the review of your application, we need the following information.

Please note, you may consult with your service provider for assistance, if desired. Also, your response should be in writing on a school letterhead, and should include your signature, title and the date. If responding via e-mail, include your name and title.

Please provide a Yes/No response to the following questions:

1. Is the leased on-premise equipment an integral component of a Telecommunications or Internet Access service? Yes No
2. Will the leased on-premise equipment be provided by the same service provider that provides the associated Telecommunications Service or Internet Access service? Yes No
3. Does responsibility for maintaining the equipment rest with the service provider? Yes No
4. Will ownership of the equipment transfer to the school or library in the future? Yes No
5. Does the relevant contract or lease include an option for the applicant to purchase the equipment? Yes No
 - a. If Yes, do you intend to exercise this option? Yes No
6. Will the leased equipment be used at the applicant site for any purpose other than receipt of the eligible Telecommunications Services or Internet Access of which it is a part? Yes No
7. Will the school's or library's internal communication systems (e.g. LAN, video, phone, or other communication system) continue to work if the component is disconnected? Yes No
8. Are there any contractual, technical, or other limitations that would prevent the service provider from using its network equipment, in part, for other customers? Yes No

III. Issue

Based on the documentation you have provided during the review of your Funding Year 2013 FCC Form 471 application 883388, we have determined that FRN 2406556 includes charges associated with on-

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 Response due: 09/04/2013

premise equipment. The FCC has indicated that equipment at the applicant site is presumed to be Internal Connections, but that this presumption can be overcome in certain circumstances.

For additional information regarding on-premise equipment, please visit <http://www.usac.org/sl/applicants/beforeyoubegin/eligible-services/priority-one.aspx>.

Listed below is the on-premise equipment:

On-Premise Equipment	Make/Model
Unknown Equipment	

Question

To assist us in the review of your application, we need the following information:

Please provide the full make and model number of the on-premise equipment identified above. This information is necessary to determine the eligibility of the on-premise equipment.

Note: if the FRN mentioned above does not contain the actual service charges with which the on-premise equipment is associated, please state the relevant FCC Form 471 and FRN number.

IV. Issue

Based on the documentation that you have provided during the review of your Funding Year 2013 FCC Form 471 application 883388, we have determined that FRN 2406556, includes charges associated with on-premise equipment. The FCC has indicated that equipment at the applicant site is presumed to be Internal Connections, but that this presumption can be overcome in certain circumstances.

For additional information regarding on-premise equipment, please visit <http://www.usac.org/sl/applicants/beforeyoubegin/eligible-services/priority-one.aspx>.

Listed below is the on-premise equipment:

On-Premise Equipment
Unknown Equipment

Question

To assist us in the review of your application, we need the following information:

1. Please provide a configuration diagram of the products and services you are requesting.
2. The diagram should include:
 - a. The on-premise equipment requested as a part of Internet Access or Telecommunications Services, and all other components, including Internal Connections, which directly connect to these components.
 - b. Indicate the specific demarcation(s) points per service between the applicant's local communication facilities and the Telecommunications or Internet Access service.

Eligibility of the Entities

I. Issue

Based on the review of your Funding Year 2013 FCC Form 471 application 883388, we have determined that the entity listed below that is included in your request for services appears to be a Pre-K facility. In your state, separate Pre-K facilities dedicated to Pre-K instruction are not eligible for funding. However, services can be eligible for Pre-K student populations, if the Pre-K facility is part of (a component of) a regular elementary or secondary school.

For further information regarding Pre-K facilities, please refer to the USAC website at: <http://www.usac.org/sl/applicants/beforeyoubegin/non-traditional/default.aspx>.

Listed below is the ineligible Pre-K facility:

Entity
Lincoln Elementary School

Questions

To assist us in the review of your application, we need the following information:

1. Is the Pre-K facility listed above a separate facility, or part of an elementary or secondary school?
2. If the Pre-K facility is separate, for each FRN please provide a dollar cost allocation or percentage of total cost for the services being provided to Pre-K students. All cost allocations must be based on tangible criteria and reach a realistic result.
3. Your response should be on a school letterhead, and be signed and dated by a chief school official (e.g., Principal, Superintendent). If responding via email, please provide the name and title of the chief school official providing the response.

Failure to provide the above information will result in a cost allocation of Pre-K services for each FRN and possible denial of your funding requests.

Please be advised that the removal of Pre-K students from Block 4 of your FCC Form 471 application may increase or decrease your discount percentage, which could impact your funding.

Response Reminders

Please email or fax the requested information to my attention. If you have any questions or you do not understand what we are requesting, please feel free to contact me.

It is important that we receive all of the information requested **within 15 calendar days** so we can complete our review of your application(s). **Failure to send all of the information requested may result in a reduction or denial of funding.** If you need additional time to prepare your response, please let me know as soon as possible. If you are unable to provide the requested information because your school or library has closed for summer break, please indicate in writing the timeframe that you will be unavailable to respond.

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Response due: 09/04/2013

Should you wish to cancel your FCC Form 471 application(s), or any of your individual funding requests, please clearly indicate in your response that it is your intention to cancel an application or funding request(s). Include in any cancellation request the FCC Form 471 application number(s) and/or funding request number(s), and the complete name, title and signature of the authorized individual.

Thank you for your cooperation and continued support of the Universal Service Program.

Sincerely,

Alex Majewski
Program Integrity Assurance
USAC, Schools and Libraries Division
Phone: 973-581-5058
Fax: 973-599-6579
E-mail: alex.majewski@sl.universalservice.org

Tamera Burke

From: Tamera Burke
Sent: Tuesday, August 20, 2013 2:44 PM
To: Majewski, Alex
Subject: RE: FY2013 ERate App# 883388
Attachments: H - Item 21 FRN 2406556 with contract & bill.pdf; Clay Center USD 379 - Twin Valley Communications IDL Lease Configuration Diagram FRN 2406556.pdf

Eligibility of Services**I. Issue**

Based on the review of your Funding Year 2013 FCC Form 471 application **883388**, FRN **2406556**, the documentation provided in your Item 21 Attachments is not sufficient to determine the eligibility of your request. The documentation does not sufficiently describe the products and services being requested.

Please see the attached file "H – Item 21 FRN 2406556 with contract & bill"

Question

To assist us in the review of your application, we need the following information:

1. Please provide more detailed documentation, such as the portion of the bill that identifies the actual products and services being requested. Your documentation should identify the specific products and services such as make, model, and description of the product or service being delivered.
2. If the bill you receive does not identify the specific products and services being delivered, you will need to contact your vendor and request such documentation. A telecommunications carrier should be able to provide you with a detailed statement identifying the specific products and services being provided, which is sometimes called a Bill Breakdown or Detailed Charge Report with Service Descriptions.
3. If your carrier cannot provide you with such a statement, please have them provide you with itemized billing or documentation that specifically details the services being delivered. Examples of supporting documentation are contracts, vendor quotes, vendor bills, invoices, etc.

Please submit the necessary information within the 15 calendar day deadline of this request. Failure to respond may result in the denial or reduction of your funding request(s).

II. Issue

Based on the documentation that you have provided during the review of your Funding 2013 FCC Form 471 application **883388**, we have determined that FRN **2406556** includes charges associated with on-premise equipment. The FCC has indicated that equipment at the applicant site is presumed to be Internal Connections, but that this presumption can be overcome in certain circumstances.

For additional information regarding on-premise equipment, please visit <http://www.usac.org/sl/applicants/beforeyoubegin/eligible-services/priority-one.aspx>.

Listed below is the on-premise equipment:

On-Premise Equipment
Unknown Equipment

Question

To assist us in the review of your application, we need the following information.

Please note, you may consult with your service provider for assistance, if desired. Also, your response should be in writing on a school letterhead, and should include your signature, title and the date. If responding via e-mail, include your name and title.

Please provide a Yes/No response to the following questions:

1. Is the leased on-premise equipment an integral component of a Telecommunications or Internet Access service? Yes
2. Will the leased on-premise equipment be provided by the same service provider that provides the associated Telecommunications Service or Internet Access service? Yes
3. Does responsibility for maintaining the equipment rest with the service provider? Yes
4. Will ownership of the equipment transfer to the school or library in the future? No
5. Does the relevant contract or lease include an option for the applicant to purchase the equipment? No
 - a. If Yes, do you intend to exercise this option? Yes No
6. Will the leased equipment be used at the applicant site for any purpose other than receipt of the eligible Telecommunications Services or Internet Access of which it is a part? No
7. Will the school's or library's internal communication systems (e.g., LAN, video, phone, or other communication system) continue to work if the component is disconnected? Yes
8. Are there any contractual, technical, or other limitations that would prevent the service provider from using its network equipment, in part, for other customers? No

III. Issue

Based on the documentation you have provided during the review of your Funding Year 2013 FCC Form 471 application 883388, we have determined that FRN 2406556 includes charges associated with on-premise equipment. The FCC has indicated that equipment at the applicant site is presumed to be Internal Connections, but that this presumption can be overcome in certain circumstances.

For additional information regarding on-premise equipment, please visit <http://www.usac.org/sl/applicants/beforeyoubegin/eligible-services/priority-one.aspx>.

Listed below is the on-premise equipment:

On-Premise Equipment	Make/Model
Unknown Equipment	

Question

To assist us in the review of your application, we need the following information:

Please provide the full make and model number of the on-premise equipment identified above. This information is necessary to determine the eligibility of the on-premise equipment.

For FRN 2254862 the equipment is a Cisco 2960-24S Switch and a Polycom HDX 8000-720 Video codex

Note: if the FRN mentioned above does not contain the actual service charges with which the on-premise equipment is associated, please state the relevant FCC Form 471 and FRN number.

IV. Issue

Based on the documentation that you have provided during the review of your Funding Year 2013 FCC Form 471 application 883388, we have determined that FRN 2406556, includes charges associated with on-premise equipment.