

Before the
Federal Communications Commission
Washington, DC 20554

In the Matter of)	
)	
Request for Review of the)	
Decision of the)	
Universal Service Administrator by)	
)	
Bnos Zion of Bobov School)	File No. SLD-181847
Brooklyn, New York)	
)	
Federal-State Joint Board on)	CC Docket No. 96-45
Universal Service)	
)	
Changes to the Board of Directors of the)	CC Docket No. 97-21
National Exchange Carrier Association, Inc.)	

ORDER

Adopted: June 12, 2001

Released: June 13, 2001

By the Accounting Policy Division, Common Carrier Bureau:

1. The Accounting Policy Division has under consideration a Request for Review filed by Bnos Zion of Bobov School (Bnos Zion), Brooklyn, New York, seeking review of a decision issued by the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (Administrator).¹ Bnos Zion seeks review of SLD’s refusal to consider Bnos Zion’s appeal to SLD on the grounds that it was untimely filed. For the reasons set forth below, we deny Bnos Zion’s appeal.

2. SLD issued a Funding Commitment Decision Letter on September 1, 2000, denying Bnos Zion’s request for discounted services under the schools and libraries universal service support mechanism.² Specifically, SLD denied Bnos Zion’s request for discounts for internal connections, Funding Request Number (FRN) 372633. On April 27, 2001, Bnos Zion filed an appeal of SLD’s decision to deny FRN 372633.³ On May 7, 2001, SLD issued an Administrator's Decision on Appeal indicating that it would not consider Bnos Zion’s appeal

¹ Letter from Rabbi Jacov Zucker, Bnos Zion of Bobov School, to Federal Communications Commission, filed May 15, 2001 (Request for Review).

² Letter from Schools and Libraries Division, Universal Service Administrative Company, to Pessie Weingarten, Bnos Zion of Bobov School, dated September 1, 2000 (Funding Commitment Decision Letter).

³ Letter from Rabbi Jacov Zucker, Bnos Zion of Bobov School, to Schools and Libraries Division, Universal Service Administrative Company, filed April 27, 2001.

because it was received more than 30 days after the Funding Commitment Decision Letter was issued.⁴ Bnos Zion subsequently filed the instant Request for Review with the Commission.

3. Under section 54.720 of the Commission's rules, an appeal must be filed with the Commission or SLD within 30 days of the issuance of the decision as to which review is sought.⁵ Documents are considered to be filed with the Commission or SLD only upon receipt.⁶ The 30-day deadline contained in section 54.720 of the Commission's rules applies to all requests for review filed by a party affected by a decision issued by the Administrator. Because Bnos Zion failed to file an appeal of the September 1, 2000 Funding Commitment Decision Letter within the requisite 30-day appeal period, we affirm SLD's decision to dismiss Bnos Zion's appeal to SLD as untimely and deny the instant Request for Review.

4. ACCORDINGLY, IT IS ORDERED, pursuant to authority delegated under sections 0.91, 0.291, and 54.722(a) of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, and 54.722(a), that the Request for Review filed by Bnos Zion of Bobov School, Brooklyn, New York on May 15, 2001, IS DENIED.

FEDERAL COMMUNICATIONS COMMISSION

Mark G. Seifert
Deputy Chief, Accounting Policy Division
Common Carrier Bureau

⁴ Letter from Schools and Libraries Division, Universal Service Administrative Company, to Rabbi Jacov Zucker, Bnos Zion of Bobov School, dated May 7, 2001 (Administrator's Decision on Appeal).

⁵ 47 C.F.R. § 54.720.

⁶ 47 C.F.R. § 1.7.