

**Before the  
Federal Communications Commission  
Washington, DC 20554**

In the Matter of	)	
	)	
Request for Review of the	)	
Decision of the	)	
Universal Service Administrator by	)	
	)	
School District of Wisconsin Dells	)	File Nos. SLD- 241524, 244461,
Wisconsin Dells, Wisconsin	)	244678, 244826, 245387, 245492
	)	245627, 245800
	)	
Federal-State Joint Board on	)	WC Docket No. 96-45
Universal Service	)	
	)	
Changes to the Board of Directors of the	)	WC Docket No. 97-21
National Exchange Carrier Association, Inc.	)	

**ORDER**

**Adopted: April 10, 2002**

**Released: April 11, 2002**

By the Telecommunications Access Policy Division, Wireline Competition Bureau:

1. The Telecommunications Access Policy Division has under consideration a Request for Review filed by School District of Wisconsin Dells (Wisconsin Dells), Wisconsin Dells, Wisconsin.<sup>1</sup> Prior to the time that Wisconsin Dells filed its request with the Commission, it filed a request for review with the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (Administrator).<sup>2</sup> For the reasons set forth below, we dismiss Wisconsin Dells's Request for Review to the Commission without prejudice.

2. The Commission's rules regarding appeals of SLD decisions do not contemplate simultaneous requests to the Commission and the Administrator.<sup>3</sup> In this case, because Wisconsin Dells has a request pending before the Administrator, we dismiss Wisconsin Dells's

<sup>1</sup> Letter from Ann Gissal, School District of Wisconsin Dells, to Federal Communications Commission, filed February 25, 2002 (Request for Review).

<sup>2</sup> Letter from Ann Gissal, School District of Wisconsin Dells, to Schools and Libraries Division, Universal Service Administrative Company, filed January 15, 2002 (Request for Administrator Review).

<sup>3</sup> 47 C.F.R. § 54.720 (allowing appeals to either the Commission or the Administrator, but tolling the filing period with the Commission, when an applicant has an appeal pending with the Administrator, until the Administrator issues a decision on the appeal).

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Request for Review to the Commission without prejudice. Once the Administrator has issued its decision on Wisconsin Dells's initial request, Wisconsin Dells may then appeal to the Commission if it believes such appeal is warranted at that time.<sup>4</sup>

3. 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 School District of Wisconsin Dells, Wisconsin Dells, Wisconsin, IS DISMISSED WITHOUT PREJUDICE.

FEDERAL COMMUNICATIONS COMMISSION

Mark G. Seifert, Deputy Chief  
Telecommunications Access Policy Division  
Wireline Competition Bureau

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<sup>4</sup> See 47 C.F.R. §§ 54.719 – 54.725 (setting forth rights of review, filing deadlines, standards of review, and other rules pertaining to Commission review of the Administrator's decisions).