

Before the
Federal Communications Commission
Washington, DC 20554

In the Matter of)
)
Motion to Compel and Request for Review by)
Miami-Dade County Public Schools)
Miami, Florida)
)
Schools and Libraries Universal Service) CC Docket No. 02-6
Support Mechanism)

ORDER

Adopted: June 22, 2005 Released: June 22, 2005

By the Telecommunications Access Policy Division, Wireline Competition Bureau:

1. The Telecommunications Access Policy Division has under consideration a Motion to Compel and a Request for Review filed by Miami-Dade County Public Schools, Miami, Florida (Miami-Dade).1 Miami-Dade seeks copies of relevant materials from Sprint-Florida, Inc., and appeals a December 6, 2004 letter from the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC), which suspended payments from USAC to Miami-Dade.2 On June 7, 2005, Miami-Dade filed a Motion to Withdraw the Motion to Compel and the Request for Review.3 We grant Miami-Dade's Motion to Withdraw and, accordingly, dismiss Miami-Dade's Motion to Compel and its Request for Review.

2. 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 Motion to Withdraw the Motion to Compel Service by Sprint-Florida, Inc., and the Appeal of the School Board of Miami-Dade County, Florida from USAC Suspension Letter, filed by Miami-Dade County Public Schools, Miami, Florida, on June 7, 2005, IS GRANTED.

3. IT IS FURTHER 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 Motion to Compel Service by Sprint-Florida, Inc., filed by Miami-Dade County Public Schools, Miami, Florida, on January 21, 2005, IS DISMISSED.

1Motion to Compel Service by Sprint-Florida, Inc., filed by Matthew Leibowitz, on behalf of Miami-Dade County Public Schools, January 21, 2005 (Motion to Compel); Appeal of the School Board of Miami-Dade County, Florida From USAC Suspension Letter and Request for Remand, filed February 4, 2005 (Request for Review).

2Request for Review at 1, 20-21; Motion to Compel at 1, 5. See also Letter from George McDonald, Schools and Libraries Division, USAC, to Rudolph Crew, Miami-Dade County Public Schools, dated December 6, 2004.

3Motion to Withdraw the Motion to Compel Service by Sprint-Florida, Inc. and the Appeal of the School Board of Miami-Dade County, Florida from USAC Suspension Letter, filed June 7, 2005 (Motion to Withdraw).

4. IT IS FURTHER 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 Appeal of the School Board of Miami-Dade County, Florida from USAC Suspension Letter and Request for Remand, filed by Miami-Dade County Public Schools, Miami, Florida, on February 4, 2005, IS DISMISSED.

FEDERAL COMMUNICATIONS COMMISSION

Vickie S. Robinson
Deputy Chief
Telecommunications Access Policy Division
Wireline Competition Bureau