

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

In the Matter of	)	
	)	
Petitions for Reconsideration by	)	
	)	
Rockwood School District	)	File No. SLD-822485
Eureka, Missouri	)	
	)	
Yakutat School District	)	File No. SLD-822062
Yakutat, Alaska	)	
	)	
Schools and Libraries Universal Service	)	CC Docket No. 02-6
Support Mechanism	)	

**ORDER**

**Adopted: September 14, 2011**

**Released: September 14, 2011**

By the Deputy Chief, Telecommunications Access Policy Division, Wireline Competition Bureau:

1. In this order, we dismiss as untimely petitions for reconsideration by Rockwood School District, Eureka, Missouri (Rockwood) and Yakutat School District, Yakutat, Alaska (Yakutat) of decisions by the Wireline Competition Bureau (Bureau).<sup>1</sup>

2. The petitioners seek reconsideration of the July 27, 2011 *Beaver Area Memorial Library Order* denying the school districts a waiver of the E-rate program's FCC Form 471 application filing window deadline.<sup>2</sup> Petitions for reconsideration must be filed within 30 days of public notice of the Bureau's decision.<sup>3</sup> Rockwood filed its petition for reconsideration on August 31, 2011 and Yakutat filed its petition for reconsideration on September 4, 2011,<sup>4</sup> 35 and 39 days after the order's release date, respectively. We therefore dismiss Rockwood and Yakutat's petitions for reconsideration because they are untimely.

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<sup>1</sup> The Bureau has the authority to act on petitions requesting reconsideration of final actions taken pursuant to delegated authority. 47 C.F.R. § 1.106(a)(1) (2011). Letter from William M. Sloan, Director of Purchasing and Transportation, Rockwood School District, to the Office of the Secretary, Federal Communications Commission, filed Aug. 31, 2011 (Rockwood Petition for Reconsideration); Letter from Rod Schug, Superintendent, Yakutat School District, to the Office of the Secretary, Federal Communications Commission, filed Sept. 4, 2011 (Yakutat Petition for Reconsideration).

<sup>2</sup> *Requests for Waiver and Review of Decisions of the Universal Service Administrator by Beaver Area Memorial Library, et al., Schools and Libraries Universal Service Mechanism*, File No. SLD-750009, et al., CC Docket No. 02-6, Order, 26 FCC Rcd 10317 (Wireline Comp. Bur. July 27, 2011) (*Beaver Area Memorial Library Order*). The E-rate program is more formally known as the schools and libraries universal service support program.

<sup>3</sup> 47 C.F.R. § 1.106(f) (2011). For non-rulemaking documents released by the Commission or staff, the date of public notice is the release date. 47 C.F.R. § 1.4(b)(2) (2011)

<sup>4</sup> Petition for Reconsideration at 1.

3. We also find that the petitions for reconsideration did not contain any new facts or circumstances that would result in a waiver of our rules for late-filed FCC Forms 471 (*e.g.*, was filed within 14 days of the FCC Form 471 deadline or other special circumstances).<sup>5</sup>

4. ACCORDINGLY, IT IS ORDERED, pursuant to authority contained in sections 1-4 and 254 of the Communications Act, as amended, 47 U.S.C. §§ 151-154 and 254, and pursuant to authority in sections 0.91, 0.291, 1.3, 1.106, and 54.722(a) of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, 1.3, 1.106, and 54.722(a), that the petitions for reconsideration filed by Rockwood School District, Eureka, Missouri, and Yakutat School District, Yakutat, Alaska are DISMISSED.

FEDERAL COMMUNICATIONS COMMISSION

Gina M. Spade  
Deputy Chief  
Telecommunications Access Policy Division  
Wireline Competition Bureau

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<sup>5</sup> See 47 C.F.R. § 1.106(b)(2) (2011) (noting that a petition for reconsideration will be entertained only if the petition relies on facts or arguments that have changed or were unknown to the petitioner when it previously filed at the Commission).