

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

In the Matter of	)	
	)	
Request for Review	)	
of a decision	)	
of the Universal Service Administrator by	)	
	)	
Los Lunas School District	)	File No. SLD-630965
Los Lunas, New Mexico	)	
	)	
Schools and Libraries Universal Service	)	CC Docket No. 02-6
Support Mechanism	)	

**ORDER**

**Adopted: January 12, 2012**

**Released: January 12, 2012**

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

1. Consistent with the Wireline Competition Bureau's (Bureau) decision in the *Barrow County School District Order*,<sup>1</sup> we grant the appeal filed by Los Lunas School District (Los Lunas) of a decision by the Universal Service Administrative Company (USAC) that denied funding from the E-rate program for funding year 2008 because Los Lunas inadvertently listed the wrong service start date information on its FCC Form 486.<sup>2</sup> As the Bureau found in the *Barrow County School District Order*, minor mistakes such as this do not warrant the complete rejection of an application: Los Lunas made a minor procedural error and did not violate any Commission rule.<sup>3</sup> Therefore, we find good cause to grant the appeal and remand the underlying application to USAC for further action consistent with this order.

2. ACCORDINGLY, IT IS ORDERED that, pursuant to the authority contained in sections 1-4 and 254 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 151-154 and 254, and sections 0.91, 0.291, 1.3, and 54.722(a) of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, 1.3 and 54.722(a), the Requests for Review filed by Los Lunas School District, Los Lunas, New Mexico IS GRANTED and

---

<sup>1</sup> *Request for Review and/or Waiver of Decisions of the Universal Service Administrator by Barrow County School District, Ellijay, Georgia, et al., Schools and Libraries Universal Service Support Mechanism*, File No. SLD-Nos. 681012, et al., CC Docket No. 02-6, Order, 26 FCC Rcd 4028 (Wireline Comp. Bur. 2011) (*Barrow County School District Order*) (finding good cause to grant appeals when applicants inadvertently listed the wrong service start date on their FCC Forms 486).

<sup>2</sup> Letter from Ron Williams, Assistant Superintendent of Operations, Los Lunas School District, to Office of the Secretary, Federal Communications Commission, CC Docket No. 02-6, filed August 29, 2011. Section 54.719(c) of the Commission's rules provides that any person aggrieved by an action taken by a division of USAC may seek review from the Commission. 47 C.F.R. § 54.719(c) (2011). The E-rate program is more formally known as the schools and libraries universal service support program.

<sup>3</sup> *Barrow County School District Order*, 26 FCC Rcd at 4028, para. 2.

the application IS REMANDED to USAC for further consideration in accordance with the terms of this order.

3. IT IS FURTHER ORDERED, pursuant to sections 1-4 and 254 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 151-154 and 254, and sections 0.91, 0.291, and 54.722(a) of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, 54.722(a), that USAC SHALL COMPLETE its review of the underlying application and ISSUE an award or a denial based on a complete review and analysis no later than 60 calendar days from the release date of this order.

FEDERAL COMMUNICATIONS COMMISSION

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