



# PUBLIC NOTICE

Federal Communications Commission  
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Washington, D.C. 20554

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## STREAMLINED RESOLUTION OF REQUESTS RELATED TO ACTIONS BY THE UNIVERSAL SERVICE ADMINISTRATIVE COMPANY

CC Docket No. 02-6  
WC Docket No. 02-60

Pursuant to our procedure for resolving requests for review, requests for waiver, and petitions for reconsideration of decisions related to actions taken by the Universal Service Administrative Company (USAC) that are consistent with precedent (collectively, Requests), the Wireline Competition Bureau (Bureau) grants, dismisses, or denies the following Requests.<sup>1</sup> The deadline for filing petitions for reconsideration or applications for review concerning the disposition of any of these Requests is 30 days from release of this Public Notice.<sup>2</sup>

### Schools and Libraries (E-Rate)

CC Docket No. 02-6

Dismissed as Moot<sup>3</sup>

Detroit Service Learning Academy, MI, Application No. 161058184, Request for Review and/or Waiver, CC Docket No. 02-6 (filed May 30, 2018)

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<sup>1</sup> See *Streamlined Process for Resolving Requests for Review of Decisions by the Universal Service Administrative Company*, CC Docket Nos. 96-45 and 02-6, WC Docket Nos. 02-60, 06-122, 08-71, 10-90, 11-42, and 14-58, Public Notice, 29 FCC Rcd 11094 (WCB 2014). Section 54.719(b) of the Commission's rules provides that any person aggrieved by an action taken by a division of USAC, after first seeking review at USAC, may seek review from the Commission. Section 54.719(c) of the Commission's rules provides that parties seeking waivers of the Commission's rules shall seek review directly from the Commission. 47 CFR § 54.719(b)-(c). In this Public Notice, we have reclassified as Requests for Waiver those appeals seeking review of a USAC decision that appropriately should have requested a waiver of the Commission's rules. Similarly, we have reclassified as Requests for Review those appeals seeking a waiver of the Commission's rules but that are, in fact, seeking review of a USAC decision.

<sup>2</sup> See 47 CFR §§ 1.106(f), 1.115(d); see also 47 CFR § 1.4(b)(2) (setting forth the method for computing the amount of time within which persons or entities must act in response to deadlines established by the Commission).

<sup>3</sup> We dismiss this request for review and waiver because the relief sought has already been granted by the Bureau. See *Streamlined Resolution of Requests Related to Actions by the Universal Service Administrative Company*, CC Docket No. 02-6, Public Notice, 33 FCC Rcd 12263 (WCB 2018).

Dismissed as Moot – Requested Action Taken by USAC<sup>4</sup>

United Community Action Partnership, Inc./Heartland Community Action Agency, Inc., MN, Application No. 161032382 (FRN 1699067178), Request for Review and/or Waiver, CC Docket No. 02-6 (filed Jan. 5, 2017)

Dismiss for Failure to Comply with the Commission's Basic Filing Requirements<sup>5</sup>

Davidson County Public Library System, NC, Application No. 161058474, Request for Waiver, CC Docket No. 02-6 (filed Mar. 16, 2018)

Simi Securities (Talmud Torah Adas Yereim, Imrei Shufer, Monsey Beis Chaya Mushka, Yeshiva Rabbi S R Hirsch Administrative Office), NY, Application Nos. 1017036, 1029726, 1029466, 1034152, CC Docket No. 02-6 (filed Aug. 19, 2017)

Dismissed on Reconsideration<sup>6</sup>

CXtec dba CableExpress Corp. (Martinsville School District), VA, Application No. 161027356, Petition for Reconsideration, CC Docket No. 02-6 (filed Apr. 16, 2019)

CXtec dba CableExpress Corp. (Northeast Bradford School District), PA, Application No. 161030048, Petition for Reconsideration, CC Docket No. 02-6 (filed Apr. 17, 2019)

East Orange Child Development Corporation, NJ, Application No. 1048088, Petition for Reconsideration, CC Docket No. 02-6 (filed Oct. 30, 2017)

Potosi R-3 School District, MO, Application No. 181043337, Petition for Reconsideration, CC Docket No. 02-6 (filed Nov. 29, 2018)

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<sup>4</sup> See, e.g., *Requests for Review and/or Requests for Waiver of the Decisions of the Universal Service Administrator by Al-Noor High School et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 27 FCC Rcd 8223, 8224, para. 2 (WCB 2012) (dismissing as moot requests for review where USAC had taken the action the petitioner requested).

<sup>5</sup> 47 CFR § 54.721 (setting forth general filing requirements for requests for review of decisions issued by the Administrator, including the requirement that the request for review include supporting documentation); see also *Wireline Competition Bureau Reminds Parties of Requirements for Request for Review of Decisions by the Universal Service Administrative Company*, CC Docket Nos. 96-45, 02-6, WC Docket Nos. 02-60, 06-122, 10-90, 11-42, 13-184, 14-58, Public Notice, 29 FCC Rcd 13874 (WCB 2014) (reminding parties submitting appeals to the Bureau of the general filing requirements contained in the Commission's rules which, along with a proper caption and reference to the applicable docket number, require (1) a statement setting forth the party's interest in the matter presented for review; (2) a full statement of relevant, material facts with supporting affidavits and documentation; (3) the question presented for review, with reference, where appropriate, to the relevant Commission rule, order or statutory provision; and (4) a statement of the relief sought and the relevant statutory or regulatory provision pursuant to which such relief is sought); *Universal Service Contribution Methodology; Request for Review by Alternative Phone, Inc. and Request for Waiver*, WC Docket No. 06-122, Order, 26 FCC Rcd 6079 (WCB 2011) (dismissing without prejudice a request for review that failed to meet the requirements of section 54.721 of the Commission's rules).

<sup>6</sup> See, e.g., *Requests for Waiver and Review of Decisions of the Universal Service Administrator by Allan Shivers Library et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order and Order on Reconsideration, 29 FCC Rcd 10356, 10357, para. 2 (WCB 2014) (dismissing petitions for reconsideration that fail to identify any material error, omission, or reason warranting reconsideration, and rely on arguments that have been fully considered and rejected by the Bureau within the same proceeding).

Woodbourne Schools, MD, Application No. 1004117, Petition for Reconsideration, CC Docket No. 02-6 (filed Mar. 2, 2018)

Dismissed on Reconsideration – Untimely<sup>7</sup>

Belmont Charter School, PA, Application No. 181042880, Petition for Reconsideration, CC Docket No. 02-6 (filed Sept. 6, 2018)

CXtec dba CableExpress Corp (Mountain View-Birch Tree School District), MO, Application No. 161050593, Petition for Reconsideration, CC Docket No. 02-6 (filed May 14, 2019)

Lincoln County School District, OR, Application No. 161045334, Petition for Reconsideration, CC Docket No. 02-6 (filed Jan. 30, 2018)<sup>8</sup>

Granted<sup>9</sup>

*Grant on Reconsideration – Late-Filed FCC Form 471*<sup>10</sup>

Orangeville CUSD #203, IL, Application No. 191042137, Petition for Reconsideration, CC Docket No. 02-6 (filed July 11, 2019)

North Lakes Academy, MN, Application No. 191042192, Petition for Reconsideration, CC Docket No. 02-6 (filed Sept. 23, 2019)

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<sup>7</sup> See, e.g., *Petitions for Reconsideration by Rockwood School District and Yakutat School District; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 26 FCC Rcd 13004, 13004, para. 2 (WCB 2011) (dismissing two petitions for reconsideration because they were filed more than 30 days after the Bureau’s decisions).

<sup>8</sup> Lincoln County School District’s petition for reconsideration was filed one day late. Under the Communications Act of 1934, as amended (“Act”), there is a statutory requirement that any petition for reconsideration be filed within 30 days from the date upon which public notice is given of an action or decision for which reconsideration is sought. 47 U.S.C. § 405(a). Although the Commission has authority to waive regulatory requirements, it does not have authority to waive a requirement imposed by statute and must therefore deny Lincoln County School District’s petition, despite the filing’s close proximity to the deadline. See *Federal-State Joint Board on Universal Service*, CC Docket No. 96-45, Memorandum Opinion and Order, 15 FCC Rcd 7170, para. 13 (1999); see also *Chrysler Corp. v. Brown*, 441 U.S. 281, 302 (1979) (“the exercise of quasi-legislative authority by governmental departments and agencies must be rooted in a grant of such power by the Congress and subject to the limitations which that body imposes”).

<sup>9</sup> We remand these applications to USAC and direct USAC to complete its review of the applications and issue a funding commitment or a denial based on a complete review and analysis, no later than 90 calendar days from the release date of this Public Notice. In remanding these applications to USAC, we make no finding as to the ultimate eligibility of the services or the petitioners’ applications. We also waive sections 54.507(d) and 54.514(a) of the Commission’s rules and direct USAC to waive any procedural deadline that might be necessary to effectuate our ruling. See 47 CFR § 54.507(d) (requiring non-recurring services to be implemented by September 30 following the close of the funding year); 47 CFR § 54.514(a) (codifying the invoice filing deadline).

<sup>10</sup> See, e.g., *Petitions for Reconsideration by Callisburg Independent School District; School and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order and Order on Reconsideration, 28 FCC Rcd 9459, 9461, para. 5 (WCB 2013) (granting petition for reconsideration where, upon reconsideration of the record,

(continued....)

*Late-Filed FCC Form 471 Applications Filed within 14 Days of the Close of the Window*<sup>11</sup>

Geff CC School District 14, IL, Application No. 191013870, Request for Waiver, CC Docket No. 02-6 (filed Apr. 12, 2019)

Holy Childhood School, IL, Application No. 191041930, Request for Waiver, CC Docket No. 02-6 (filed Apr. 17, 2019)

Osceola Public Schools, NE, Application No. 191041554, Request for Waiver, CC Docket No. 02-6 (filed Mar. 28, 2019)

*Late-Filed FCC Form 486*<sup>12</sup>

Richard Wright Public Charter School for Journalism and Media Arts, DC, Application No. 856403, Request for Review, CC Docket No. 02-6 (filed Apr. 28, 2017)

*Ministerial and/or Clerical Errors*<sup>13</sup>

Clovis Municipal Schools, NM, Application No. 161046497, Request for Review and Waiver, CC Docket No. 02-6 (filed Apr. 5, 2018, supplemented Oct. 1, 2019 and Oct. 16, 2019)

Grants Public Library, NM, Application No. 191011314, Request for Waiver, CC Docket No. 02-6 (filed Sept. 19, 2019)

immix Group, Inc. (Gaston County School District), NC, Application No. 161044031, Request for Review or Waiver, CC Docket No. 02-6 (filed Aug. 14, 2019)

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we do not find that the evidence supports our previous determination); *Requests for Waiver and Review of Decisions of the Universal Service Administrator by Abbotsford School District et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 27 FCC Rcd 15299, 15300, para. 2 (WCB 2012) (granting waiver where the applicant filed within a reasonable period after the close of the filing window despite delays beyond its control).

<sup>11</sup> See, e.g., *Requests for Waiver and Review of Decisions of the Universal Service Administrator by Academy of Math and Science et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 25 FCC Rcd 9256, 9259, para. 8 (2010) (*Academy of Math and Science Order*) (finding special circumstances exist to justify granting waiver requests where, for example, petitioners filed their FCC Forms 471 within 14 days after the FCC Form 471 filing window deadline).

<sup>12</sup> See, e.g., *Requests for Waiver of Decisions of the Universal Service Administrator by Archdiocese of New Orleans et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 31 FCC Rcd 11747, 11750, para. 10 (WCB 2016) (*Archdiocese of New Orleans Order*) (granting relief for late-filed FCC Forms 486 that were filed no later than 120 days after the last day to receive service for the funding request at issue and where the applicant demonstrated good cause for the late filing).

<sup>13</sup> See, e.g., *Requests for Waiver and Review of Decisions of the Universal Service Administrator by Ann Arbor Public Schools et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 25 FCC Rcd 17319, 17320, para. 2 & nn. 9, 13, 15, 23 (WCB 2010) (*Ann Arbor Order*) (permitting an applicant to correct a mischaracterization of the discounted price as the pre-discounted price or miscalculation of the discount rate; granting a waiver when applicant mistakenly provided the wrong documentation concerning a purchase; granting waiver to correct the contract expiration date); *Requests for Review of Decisions of the Universal Service Administrator by Archer Public Library et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 23 FCC Rcd 15518, 15521 n.19 (WCB 2008) (permitting an applicant to correct a pre-discount price on its FCC Form 471 to conform to the price on the source document).

Metropolitan Boston Library Network, MA, Application No. 181018669, Request for Waiver and Review, CC Docket No. 02-6, (filed Sept. 6, 2019, supplemented Sept. 24, 2019)

Pitt County School District, NC, Application No. 191000017, Request for Waiver and Review, CC Docket No. 02-6, (filed Oct. 2, 2019, supplemented Oct. 4, 2019)

St. Joseph County Public Library, IN, Application No. 191008737, Request for Waiver and Review, CC Docket No. 02-6, (filed Sept. 19, 2019, supplemented Oct. 3, 2019)

*Payment of Applicant's Non-Discounted Share*<sup>14</sup>

Unified Networking Solutions, Inc. (Acushet School District), MA, Application No. 1029685, CC Docket No. 02-6 (filed Mar. 6, 2017)

*Waiver of Late-filed Waiver Request*<sup>15</sup>

Grand Street Settlement, NY, Application No. 171026382, Request for Waiver, CC Docket No. 02-6 (filed Dec. 19, 2018)

McAlester Public Schools, OK, Application No. 171032653, Request for Review, CC Docket No. 02-6 (filed Aug. 16, 2019)

Missoula County Public Schools, MT, Application No. 161048265, Request for Waiver, CC Docket No. 02-6 (filed May 13, 2019)<sup>16</sup>

United Community Action Partnership, Inc./Heartland Community Action Agency, Inc., MN, Application No. 161032382 (FRNs 1699067142, 1699067147, 1699067150, 1699067156, 1699067160, 1699067166, 1699067172, 1699067180, 1699067189), Request for Review and/or Waiver, CC Docket No. 02-6 (filed Jan. 5, 2017)

Yeshiva Rabbi Samson Raphael Hirsch, NY, Application Nos. 181016867, 181038071, Request for Waiver, CC Docket No. 02-6 (filed Aug. 15, 2019)

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<sup>14</sup> See, e.g., *Requests for Review of Decisions of the Universal Service Administrator by Net56, Inc.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 27 FCC Rcd 13606, 13609-10, paras. 9 (WCB 2012) (granting appeal where school paid its share for E-Rate supported services to a third party who then remitted the funds to the service provider).

<sup>15</sup> See, e.g., *Requests for Review and/or Waiver of Decisions of the Universal Service Administrator by ABC Unified School District et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 26 FCC Rcd 11019, 11019, para. 2 (WCB 2011) (granting waivers of filing deadline for petitioners that submitted their appeals to the Commission or USAC only a few days late or because they submitted their appeals or waiver requests within a reasonable period of time after receiving actual notice of USAC's adverse decision). We make no finding on the underlying issues in these appeals and remand these applications back to USAC to make a determination on the merits. See *supra* note 9.

<sup>16</sup> To resolve problems related to incorrect line items in its funding request, Missoula County Public Schools filed an FCC Form 500 and subsequently opened a case in EPC to work with USAC personnel. Even though USAC issued an RFCDL and COMAD, Missoula County and USAC continued working on resolving the issue. When USAC stopped communicating with the school district, Missoula County Public Schools filed an appeal with the Commission. Even though the appeal was late based on the dates of the RFCDL and COMAD, it was filed within a reasonable period of time from when Missoula no longer had an expectation that USAC would help them correct the problems. We make no finding on the underlying issues in this appeal and remand these applications back to USAC to make a determination on the merits. See *supra* note 9.

*Waiver of Late-filed Waiver Request – USAC Error*<sup>17</sup>

Holtville Unified School District, CA, Application No. 804960, Request for Waiver, CC Docket No. 02-6 (filed Dec. 21, 2011)

Grant in Part

*Incorrect Service Category*<sup>18</sup>

Montrose County School District, CO, Application No. 171010848 (FRNs 1799020413 and 1799020416), Request for Waiver, CC Docket No. 02-6 (filed Dec. 19, 2018)

Denied

*Incorrect Service Category*<sup>19</sup>

Fort Osage School District R 1, MO, Application No. 840746, Request for Waiver, CC Docket No. 02-6 (filed Dec. 18, 2012)

New Braunfels Public Library, TX, Application No. 171013363, Request for Review, CC Docket No. 02-6 (filed Apr. 20, 2018)

School District of South Milwaukee, WI, Application No. 861356, Request for Waiver, CC Docket No. 02-6 (filed Dec. 17, 2012)

South Lyon Community School District, MI, Application No. 646609, Request for Waiver, CC Docket No. 02-6 (filed Dec. 8, 2009)

St. Ignatius High School, OH, Application No. 171014488, Request for Review or Waiver, CC

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<sup>17</sup> See, e.g., *Ann Arbor Order*, 25 FCC Rcd at 17319, para. 1 (granting waivers of appeal filing deadlines because the appeals involved errors by USAC). We make no finding on the underlying issues in these appeals and remand these applications back to USAC to make a determination on the merits. See *supra* note 9.

<sup>18</sup> We grant a waiver with respect to funding request number (FRN) 1799020413 after determining that Montrose County School District went out for bid for the correct category of service (internal connections) but mistakenly categorized the FRN as basic maintenance of internal connections on its FCC Form 471. See, e.g., *Ann Arbor Order*, 25 FCC Rcd at 17320, n.20 (granting a waiver where the applicant selected the wrong category of service on its FCC Form 471). We deny the appeal with respect to FRN 1799020416 after determining that Montrose County School District went out for bid for the incorrect category of service (internal connections) on its FCC Form 470 and was really seeking a service that should have been categorized as basic maintenance of internal connections. See, e.g., *Request for Review of a Decision of the Universal Service Administrator by Albert Lea Schools et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 24 FCC Rcd 4533, 4541-42, paras. 14-15 (WCB 2009) (*Albert Lea Order*); *Petition for Reconsideration by Chicago Public Schools; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 29 FCC Rcd 9289 (WCB) (denying appeals of applicants that filed FCC Forms 470 that did not include the types of services for which the applicants later requested E-Rate funding).

<sup>19</sup> See, e.g., *Albert Lea Order*, 24 FCC Rcd at 4541-42, paras. 14-15; *Petition for Reconsideration by Chicago Public Schools; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 29 FCC Rcd 9289 (WCB) (denying appeals of applicants that filed FCC Forms 470 that did not include the types of services for which the applicants later requested E-Rate funding).

Docket No. 02-6 (filed Sept. 3, 2019)

Wayne Highlands School District, PA, Application No. 861356, Request for Waiver, CC Docket No. 02-6 (filed Aug. 3, 2012)

*Invoice Deadline Extension Requests*<sup>20</sup>

Blackwater Community School, AZ, Application No. 171000079, Request for Waiver, CC Docket No. 02-6 (filed Dec. 31, 2018)

Broadview Networks (Almud Torah Bais Avraham), NY, Application No. 1030271, Request for Waiver, CC Docket No. 02-6 (filed Oct. 19, 2017)

Broadview Networks (B'Above Jiq Gymnasia), NY, Application No. 1024047, Request for Waiver, CC Docket No. 02-6 (filed Oct. 11, 2017)

Elkhart Community School District, IN, Application No. 1028517, Request for Waiver, CC Docket No. 02-6 (filed July 2, 2018)

Ellensburg School District, WA, Application No. 1047795, Request for Waiver, CC Docket No. 02-6 (filed Sept. 28, 2017)

Gloucester County Library, NJ, Application No. 161037250, Request for Waiver, CC Docket No. 02-6 (filed July 12, 2018)

Hawaii State Department of Education, HI, Application Nos. 1045538, 1044517, 1047219, 1045553, Request for Waiver, CC Docket No. 02-6 (filed Sept. 17, 2018)

Match Charter Public School, MA, Application Nos. 161010827, 161014505, Request for Waiver, CC Docket No. 02-6 (filed May 30, 2018)

Ridgewood Village School District, NJ, Application Nos. 161008391, 161009313, 161009529, 161012148, 161012640, 161012719, Request for Waiver, CC Docket No. 02-6 (filed Mar. 20, 2018)

Spring Valley CCSD #9999, IL, Application No. 171022711, Request for Waiver, CC Docket No. 02-6 (filed Aug. 15, 2019)

Zero Error Networks, L.L.C, DBA Amigo.Net (Moriarty School District), NM, Application No. 161026905, Request for Waiver, CC Docket No. 02-6 (filed Nov. 9, 2017)

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<sup>20</sup> See, e.g., *Requests for Waiver of Decisions of the Universal Service Administrator by Ada School District et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 31 FCC Rcd 3834, 3835, para. 7 (WCB 2016) (denying requests for waiver of the Commission's invoice extension rule for petitioners that failed to demonstrate extraordinary circumstances justifying a waiver); see also *Modernizing the E-Rate Program for Schools and Libraries*, WC Docket No. 13-184, Order and Further Notice of Proposed Rulemaking, 29 FCC Rcd 8870, 8966, para. 240 (2014) (establishing that it is generally not in the public interest to waive the Commission's invoicing rules absent extraordinary circumstances); 47 CFR § 54.514.

*Late-Filed FCC Form 471 Applications*<sup>21</sup>

Adrian School District, MI, Application Nos. 181042587, 181042585, 181042579, 181042576, Request for Waiver, CC Docket No. 02-6 (filed Apr. 16, 2018)

Dayton Christian School, OH, Application No. 191042375, Request for Waiver, CC Docket No. 02-6 (filed Apr. 5, 2019)<sup>22</sup>

DCYF Alternative School, RI, Application No. 181042473, Request for Waiver, CC Docket No. 02-6 (filed Apr. 9, 2018)

Desert Sky Community School, AZ, Application No. 191042101, Request for Waiver, CC Docket No. 02-6 (filed May 28, 2019, supplemented Oct. 7, 2019)

Greater Holy Temple Christian Academy, WI, Application No. 191042304, Request for Waiver, CC Docket No. 02-6 (filed May 9, 2019)

Hingham Public Schools, MA, No Application No., Request for Waiver, CC Docket No. 02-6 (filed Mar. 14, 2018)

Montgomery House Library, PA, Application No. 191041527, Request for Waiver, CC Docket No. 02-6 (filed Mar. 28, 2019)

Renick School District R-5, MO, Application Nos. 191042419, 191042416, Request for Waiver, CC Docket No. 02-6 (filed Apr. 12, 2019)

St. Benedict Catholic School, OH, Application No. 181033038, Request for Waiver, CC Docket No. 02-6 (filed July 12, 2018)

St. Elizabeth R-IV School District, MO, Application No. 191042253, Request for Waiver, CC Docket No. 02-6 (filed May 2, 2019)

St. Mary's Mission School, MN, Application Nos. 181036280, 181042589, Request for Waiver, CC Docket No. 02-6 (filed Mar. 23, 2018)

The Magellan School, TX, Application Nos. 171049569, Request for Waiver, CC Docket No. 02-6 (filed Aug. 24, 2017)

Westchester Public School, IL, Application No. 191042303, Request for Waiver, CC Docket No. 02-6 (filed May 9, 2018)

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<sup>21</sup> See, e.g., *Academy of Math and Science Order*, 25 FCC Rcd at 9261-62, para. 13 (denying requests for waiver of the FCC Form 471 filing window deadline where petitioners failed to present special circumstances justifying waiver of our rules).

<sup>22</sup> Although Dayton Christian School filed its request for waiver within 14 days of the funding year 2019 FCC Form 471 window, its application was not filed until May 17, 2019, which was 51 days late and, thus, beyond the allowable waiver period. See, e.g., *Academy of Math and Science Order* 25 FCC at 9259, para. 8 (denying waiver request for applicants that did not file their FCC Forms 471 within 14 days of the FCC Form 471 filing window deadline).

Woods Services, PA, No Application No., Request for Waiver, CC Docket No. 02-6 (filed Sept. 4, 2018)

*Untimely Filed Appeals or Waiver Requests*<sup>23</sup>

Charter Fiberlink CA-CCO, LLC (Alhambra Unified School District), CA, Application No. 936508, Request for Waiver, CC Docket No. 02-6 (filed Dec. 20, 2016)

Flemington-Raritan Regional School District, NJ, Application No. 171009884, Request for Waiver, CC Docket No. 02-6 (filed May 3, 2019)

Fort Scott Unified District 234, KS, Application No. 181028813, Request for Waiver, CC Docket No. 02-6 (filed Oct. 7, 2019)

Jacksonville Public Library System, FL, Application No. 893171, Request for Waiver, CC Docket No. 02-6 (filed Aug. 28, 2017)

Midpointe Library System, OH, Application No. 191041515, Request for Waiver, CC Docket No. 02-6 (filed Aug. 14, 2019)

Morgan Mill Elementary and Junior High School, TX, Application No. 161001109, Request for Waiver, CC Docket No. 02-6 (filed Sept. 17, 2019)

Palisades Charter High School Consortium, CA, Application No. 171009861, Request for Waiver, CC Docket No. 02-6 (filed Aug. 23, 2018)

*Improper Service Provider Involvement*<sup>24</sup>

Frontier TeleNet & North Central Education Service District, Condon, OR, Application Nos. 477997, 526334, Request for Review and Waiver, CC 02-6 (filed Dec. 8, 2010)

Frontier TeleNet & North Central Education Service District, Condon, OR, Application No. 582655, Request for Review and Waiver, CC 02-6 (filed Jan. 3, 2012)

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<sup>23</sup> See, e.g., *Requests for Review of Decisions of the Universal Service Administrator by Agra Public Schools I-134 et al.*; *Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 25 FCC Rcd 5684 (WCB 2010); *Requests for Waiver or Review of Decisions of the Universal Service Administrator by Bound Brook School District et al.*; *Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 29 FCC Rcd 5823 (WCB 2014) (denying requests for review and/or waiver on the grounds that the petitioners failed to 1) submit their appeals either to the Commission or to USAC within 60 days; or failed to submit their waiver requests to the Commission within 60 days as required by the Commission's rules; and 2) did not show special circumstances necessary for the Commission to waive the deadline).

<sup>24</sup> See *Request for Review of Decisions of the Universal Service Administrator by Marana Unified School District, Schools and Libraries Universal Support Mechanism*, Order, CC Docket No. 02-6, 27 FCC Rcd 1525 (WCB 2012) (denying requests for review on the grounds the competitive bidding process must be fair and open and must not have been compromised because of improper conduct by the applicant, service provider, or both parties).

**Rural Health Care Program****WC Docket No. 02-60**Denied*Requests for Waiver of Application Filing Deadline*<sup>25</sup>

Lake Cumberland District Health Department, Request for Waiver, WC Docket No. 02-60 (filed June 10, 2019)

For additional information concerning this Public Notice, please contact James Bachtell in the Telecommunications Access Policy Division, Wireline Competition Bureau, at james.bachtell@fcc.gov or (202) 418-2694.

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<sup>25</sup> See *Rural Health Care Support Mechanism*, WC Docket 02-60, 30 FCC Rcd 1063, 1065, para. 6 (WCB 2015) (reminding applicants that adherence to the filing deadlines and program rules are necessary for the efficient administration of the Healthcare Connect Fund Program); *Request for Review by Portland Area Indian Health Service, Rural Health Care Universal Service Support Mechanism*, WC Docket No. 02-60, Order, 25 FCC Rcd 13050, 13053, para. 7 (WCB 2010) (“All applicants must comply with our rules and procedures and continue to submit complete and accurate information to USAC as part of the application review process”); *Requests for Waiver by E-rate Central, Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 20 FCC Rcd 3638, 3639, para. 3 (WCB 2005) (“[I]t is administratively necessary to place on the applicant the responsibility of complying with all relevant rules and procedures, including filing deadlines”).