



PUBLIC NOTICE

Federal Communications Commission
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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. 21-93
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), the Universal Service Administrator, that are consistent with precedent (collectively, Requests), the Wireline Competition Bureau (Bureau) grants, dismisses, or denies the following Requests.¹ The deadline for filing petitions for reconsideration or applications for review concerning the disposition of any of these Requests is 30 days from the release date of this Public Notice.²

Schools and Libraries (E-Rate) **CC Docket No. 02-6**

Dismiss for Failure to Comply with the Commission's Basic Filing Requirements³

¹ 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). Sections 54.719(b) and 54.1718(a)(1) of the Commission's rules provide 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. Sections 54.719(c) and 54.1718(a)(3) of the Commission's rules provide that parties seeking waivers of the Commission's rules shall seek review directly from the Commission. In this Public Notice, we have reclassified as Requests for Waiver any 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 any appeals seeking a waiver of the Commission's rules but that are, in fact, seeking review of a USAC decision.

² 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).

³ 47 CFR § 54.721 (setting forth general filing requirements for requests for review of decisions issued by USAC, 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 or waivers 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*

(continued...)

Holy Cross School, PA, Application Number Not Given, Request for Waiver, CC Docket No. 02-6 (filed July 16, 2024)

Dismiss Petition for Reconsideration⁴

Lowndes County School District, AL, Application No. 241034874, Petition for Reconsideration, CC Docket No. 02-6 (filed Jan. 29, 2025)

Granted⁵

*Allowing Discount Re-Calculation*⁶

Orleans Parish School Board, LA, Application Nos. 606647, 634554, Request for Review, CC Docket No. 02-6 (filed Sept. 16, 2010)

*Discount calculation*⁷

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).

⁴ 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, 29 FCC Rcd 10356, 10357, para. 2 (WCB 2014) (*Allan Shivers Library Order*) (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).

⁵ We remand these applications to USAC and direct USAC to complete its review of the applications and issue a funding decision 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 equipment/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 rule).

⁶ We find, based on the language in the *State of Louisiana Department of Education Order*, that the discount calculation for Orleans Parish School Board's consortium funding request should be re-calculated using the consortium methodology. See *Requests for Waiver of Sections 54.504(c), 54.504(f), 54.507(c), and 54.507(g) of the Commission's Rules by State of Louisiana Department of Education et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 25 FCC Rcd 1653, para. 30 (2010) (*State of Louisiana Department of Education Order*) (granting a waiver allowing Orleans Parish School Board change its application type for funding years 2007 and 2008 from "school district" to "consortium").

⁷ See, e.g., *Requests for Review of the Decision of the Universal Service Administrator by Academia Claret et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 21 FCC Rcd 10703, 10708, para. 12 (WCB 2006) (*Academia Claret Order*) (allowing the submission of discount calculation information when the applicant was previously unable to fully comply with the document request within USAC's permitted time period).

To the extent necessary and consistent with precedent, we also find good cause exists to waive sections 54.720(a) and (b) of the Commission's rules, which requires that petitioners file their appeals within 60 days of an adverse USAC decision. See *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) (*ABC Unified School District Order*) (granting waivers of filing deadline for appeals because they submitted their appeals within a reasonable period of time after receiving actual notice of USAC's adverse decision); 47 CFR §§ 54.720(a), (b).

St. Laurence High School, IL, Application Nos. 241034835, 241038504, Request for Review, CC Docket No. 02-6 (filed Nov. 20, 2024)

*Eligible Services*⁸

Rolling Hills Prep School, CA, Application No. 241011437, Request for Review, CC Docket No. 02-6 (filed Nov. 20, 2024)

*Granting Additional Time to Respond to USAC with Information During Invoicing*⁹

Johnston Community School District, IA, Application No. 231015478, Request for Review, CC Docket No. 02-6 (filed Dec. 19, 2024)

*Granting on Reconsideration – Invoicing Ministerial or Clerical Error*¹⁰

Calhoun County School District, MS, Application Nos. 231018738, 231018763, Petition for Reconsideration, CC Docket No. 02-6 (filed Jan. 27, 2025)

*Granting on Reconsideration – Late-Filed Appeal/Waiver*¹¹

Avalon Independent School District, TX, Application No. 231021007, Petition for Reconsideration, CC Docket No. 02-6 (filed Nov. 21, 2024)

⁸ See *Requests for Waiver and Review of Decisions of the Universal Service Administrator by Aberdeen School District 5 et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 27 FCC Rcd 2080, para. 1 (WCB 2012) (*Aberdeen School District 5 Order*) (finding that USAC erred in its eligibility determination regarding the petitioners' requested services).

⁹ *Requests for Review and/or Waiver of Decisions of the Universal Service Administrator by Accomack County Public School et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 38 FCC Rcd 330, 337, para. 14 (WCB 2023) (*Accomack County Public School Order*) (granting requests for review of applicants that had been denied funding during invoicing because they failed to respond to USAC's request for information within the USAC-specified time frame).

¹⁰ 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) (*Callisburg Independent School District Order*) (granting petition for reconsideration where, upon reconsideration of the record, we do not find that the evidence supports our previous determination); *Accomack County Public School Order*, para. 7 (granting requests for review of applicants that had been denied funding during invoicing because they inadvertently requested funding for the wrong funding year). We make no finding on the underlying issues in these appeals and remand these applications to USAC to make a determination on the merits. See *supra* note 5.

¹¹ See, e.g., *Callisburg Independent School District Order*, 28 FCC Rcd at 9461, para. 5 (granting petition for reconsideration where, upon reconsideration of the record, we do not find that the evidence supports our previous determination). We find that the Avalon Independent School District's waiver request to the Commission was not late-filed and grant its petition for reconsideration. We also find good cause to grant a waiver of our contract or legally binding agreement requirements because the agreement signed only a couple days after the FCC Form 471 application was submitted. See, e.g., *Request for Waiver of the Decision of the Universal Service Administrator by Barberton City School District et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 23 FCC Rcd 15526, 15530, para. 6 (WCB 2008) (*Barberton City School District Order*) (granting waivers when petitioners inadvertently signed a contract renewal after certifying and submitting its FCC Form 471 application).

*Invoicing Ministerial and/or Clerical Error*¹²

Charles W. Gibson Library, WV, Application No. 221001500, Request for Waiver, CC Docket No. 02-6 (filed Jan. 4, 2024)

Newton-Harris School District R-3, MO, Application No. 221038845, Request for Waiver, CC Docket No. 02-6 (filed Dec. 18, 2024)

Oswego Unified School District 504, KS, Application Nos. 231019873, 231019874, Request for Waiver, CC Docket No. 02-6 (filed Dec. 26, 2024)

*Late-Filed Appeal or Waiver*¹³

Al-Madrassa Al-Islamiya, NY, Application No. 161045945, Request for Waiver, CC Docket No. 02-6 (filed Dec. 26, 2024)

Cynergy Technology (Troup Independent School District), TX, Application No. 241003893, Request for Waiver, CC Docket No. 02-6 (filed Dec. 4, 2024)

Fort Dodge Community School District, IA, Application Nos. 211022757, 221026274, Request for Waiver, CC Docket No. 02-6 (filed Dec. 6, 2024)

Lebanon Community School District, OR, Application No. 211004237, Request for Waiver, CC Docket No. 02-6 (filed Nov. 15, 2024)

Pond Creek-Hunter District I-090, OK, Application No. 241032472, Request for Waiver, CC Docket No. 02-6 (filed Dec. 20, 2024)

*Ministerial and/or Clerical Error*¹⁴

¹² *Accomack County Public School Order*, 38 FCC Rcd at 334, para. 7 (granting requests for review of applicants that had been denied funding during invoicing because they inadvertently requested funding for the wrong funding year or entered the wrong recipient of service on an invoice).

¹³ *See, e.g., Request for Review of Decisions of the Universal Service Administrator by Franklin-McKinley School District; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 23 FCC Rcd 2578, 2580, n.25 (2008) (*Franklin-McKinley School District Order*) (finding that the petitioner had filed waiver request promptly after the person responsible for handling E-rate matters learned of the USAC decision that triggered the 60-day appeal filing deadline). We make no finding on the underlying issues in these appeals and remand these applications to USAC to make a determination on the merits. *See supra* note 5.

¹⁴ *See, e.g., 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, 15520, n.19 (WCB 2008) (*Archer Public Library Order*) (permitting correction when applicant requested the wrong discount percentage rate that it was eligible for, permitting applicant to correct its FCC Form 471 to conform to the source document; permitting correction when applicant accidentally interchanged funding amounts for two schools in its district on its FCC Form 471 applications, resulting in conflicting amounts on the schools' applications). *See, e.g., Requests for Waiver and Review of Decisions of the Universal Service Administrator by Ann Arbor Public Schools*, 25 FCC Rcd 17319, 17320-21, para. 2, nn.5, 12, & 23 (WCB 2010) (*Ann Arbor Public Schools Order*) (permitting applicant to add an omitted item that was on its source list; permitting correction when applicant entered the monthly charge as the annual charge). To the extent applicable, we make no determination as to the correct discount percentage rate but remand to USAC for further review. *See, e.g., Academia Claret Order*, 21 FCC Rcd at

(continued....)

Avon Grove Charter School, PA, Application No. 241012125, Request for Waiver, CC Docket No. 02-6 (filed Nov. 19, 2024)

Gateway School District, PA, Application No. 241002771, Request for Review and/or Waiver, CC Docket No. 02-6 (filed Dec. 16, 2024)

IU 13 Consortia, PA, Application No. 181032067, Request for Waiver, CC Docket No. 02-6 (filed Nov. 30, 2024)

Lutheran Services Florida Inc. Duval Head Start, FL, Application No. 241033863, CC Docket No. 02-6 (filed Dec. 1, 2024)

Para Los Ninos School District, CA, Application No. 241022484, Request for Waiver, CC Docket No. 02-6 (filed Nov. 18, 2024)

Pittsfield School District (School Administrative Unit #51), NH, Application Nos. 241026398, 241026516, Request for Waiver, CC Docket No. 02-6 (filed Dec. 4, 2024)

Portage Area School District, PA, Application Nos. 537904, 550863, 594618, Request for Review and/or Waiver, CC Docket No. 02-6 (filed Mar. 9, 2009)

San Xavier Mission School, AZ, Application No. 241013003, Request for Waiver, CC Docket No. 02-6 (filed Dec. 2, 2024)

*Permissible Implementation Delay*¹⁵

DC Scholars Public Charter School, DC, Application No. 231021005, Request for Waiver, CC Docket No. 02-6 (filed Nov. 19, 2024)

Hackettstown School District, NJ, Application No. 221039766, Request for Waiver, CC Docket No. 02-6 (filed Feb. 12, 2024)

Pine Forest Regional Library and Dixie Regional Library System, MS, Application Nos. 231020985, 231024151, Request for Waiver, CC Docket No. 02-6 (filed Jan. 8, 2025)

10708, para. 12 (remanding discount calculation appeals back to USAC for review and issue an award or denial based on a complete review and analysis further processing). We remand the Portage Area School District appeal to USAC to determine compliance with Category 2 eligibility. To the extent necessary and consistent with precedent, we also find good cause exists to waive sections 54.720(a) and (b) of the Commission's rules, which require that petitioners file their appeals within 60 days of an adverse USAC decision. *ABC Unified School District Order*, 26 FCC Rcd at 11019, para. 2 (granting waivers of filing deadline for appeals because they submitted their appeals within a reasonable period of time after receiving actual notice of USAC's adverse decision); 47 CFR § 54.720(a), (b).

¹⁵ See, e.g., *Request for Review/Waiver of the Decision of the Universal Service Administrator by Accelerated Charter et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 29 FCC Rcd 13652, 13652-3, para. 2 (WCB 2014) (*Accelerated Charter Order*) (granting late-filed extensions of the deadline for service implementation when applicants demonstrated they were unable to complete implementation on time for reasons beyond the service providers' control and made significant efforts to secure the necessary extensions in a timely manner).

Red Bank Borough School District, PA, Application No. 221032760, Request for Waiver, CC Docket No. 02-6 (filed Mar. 19, 2024)

Townsend School District 7, MT, Application No. 221022348, Request for Waiver, CC Docket No. 02-6 (filed Feb. 8, 2024)

*Service Substitution*¹⁶

Lewis-Palmer School District 38, CO, Application No. 231000398, Request for Waiver, CC Docket No. 02-6 (filed Nov. 21, 2024)

Rowan County Public Library, KY, Application No. 231008227, Request for Waiver, CC Docket No. 02-6 (filed Dec. 6, 2024)

Salesian College Preparatory, CA, Application No. 231026055, Request for Waiver, CC Docket No. 02-6 (filed Nov. 17, 2024)

Denied

*Competitive Bidding: No FCC Form 470 Filed for E-Rate Services*¹⁷

Mid-Western Children's Home, OH, Application No. 231035716, Request for Waiver, CC Docket No. 02-6 (filed Mar. 24, 2024)

*Discount Calculation*¹⁸

St. Barnabas High School, NY, Application Nos. 687326, 687454, 687497, Request for Waiver, CC Docket No. 02-6 (filed Dec. 15, 2011)

*Failure to Retain Documentation*¹⁹

¹⁶ See, e.g., *Requests for Review of Decisions of the Universal Service Administrator by Beaufort County Public School District et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, 29 FCC Rcd 3124, 3125, para. 3 (WCB 2014) (*Beaufort County Public School District Order*) (granting service substitution-related appeals when petitioners missed USAC's deadline for service substitution requests but complied with the Commission's requirements for service substitutions under section 54.504(d) of the Commission's rules and had a reasonable explanation for missing the deadline).

¹⁷ *Application for Review of the Decision of the Universal Service Administrator by Aberdeen School District, et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 22 FCC Rcd 8757, 8763, para. 10 (2007) (*Aberdeen School District Order*) (denying an appeal for an applicant that requested E-Rate program funds without posting a new FCC Form 470 seeking bids for the services).

¹⁸ See, e.g., *Requests for Waiver and Review of Decisions of the Universal Service Administrator by Enterprise City Schools et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 27 FCC Rcd 2372 (WCB 2012) (*Enterprise City Schools Order*) (finding that the applicants did not provide sufficient documentation to support their requested discount percentage rate).

¹⁹ See, e.g., *Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Fifth Report and Order and Order, 19 FCC Rcd 15808, 15824, para. 48 (2004) (*Schools and Libraries Fifth Report and Order*) (explaining that program participants must retain all documents relating to the competitive bidding process, including all winning and losing bids, for at least five years after the last day of service delivered in a particular funding year); 47 CFR §§ 54.504, 54.516 (2006); see also 47 CFR §§ 54.503, 54.516 (2011); *Requests for Review of*

St. Barnabas High School, NY, Application No. 562892, Request for Waiver, CC Docket No. 02-6 (filed Dec. 14, 2011)

St. Barnabas High School, NY, Application No. 616198, Request for Waiver, CC Docket No. 02-6 (filed Dec. 14, 2011)

*Late-Filed FCC Form 471 Applications*²⁰

Derby Public Library, CT, Application No. 241040186, Request for Waiver, CC Docket No. 02-6 (filed Nov. 21, 2024)

*Late-Filed Invoice or Invoice Deadline Extension*²¹

Central DeWitt Community School District, IA, Application No. 231031348, Request for Waiver, CC Docket No. 02-6 (filed Dec. 10, 2024)

Logan School for Creative Learning, CO, Application No. 221039954, Request for Waiver, CC Docket No. 02-6 (filed Nov. 5, 2024)

Mercer County Career Center, PA, Application No. 231009358, Request for Waiver, CC Docket No. 02-6 (filed Dec. 20, 2024)

Moriarty-Edgewood School District, NM, Application Nos. 221025433, 221033673, 231005957, 231023272, Request for Waiver, CC Docket No. 02-6 (filed Dec. 9, 2024)

People Driven Technology, Inc. (Garden City Public Schools), MI, Application No. 221032374, Request for Waiver, CC Docket No. 02-6 (filed Feb. 4, 2025)

Southwest Public Schools, TX, Application No. 221034391, Request for Waiver, CC Docket No. 02-6 (filed Jan. 24, 2025)

*Service Implementation Delay*²²

Decisions of the Universal Service Administrator by Eastchester UN Free School District et al.; Schools and Libraries Universal Service Support Mechanism, CC Docket No. 02-6, Order, 34 FCC Rcd 7776, 7781-82, para. 14 (WCB 2019) (*Eastchester UN Free School District Order*) (denying an appeal on the grounds that the petitioner failed to retain documentation pertaining to the appeal subject matter at issue).

²⁰ 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 9259, 9261-62, para. 13 (2010) (*Academy of Math and Science Order*) (denying waivers of the FCC Form 471 application filing window deadline where petitioners failed to present special circumstances justifying a waiver of the Commission's rules).

²¹ 47 CFR § 54.514. See also *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, 3836, para. 8 (WCB 2016) (*Ada School District Order*) (denying requests for waiver of the Commission's invoice filing deadline rule for petitioners that failed to demonstrate extraordinary circumstances required for a waiver section 54.514 of the Commission's rules).

²² See, e.g., *Accelerated Charter Order*, 29 FCC Rcd at 13653, para. 3 (denying late-filed extensions of the deadline for service implementation when applicants failed to demonstrate they were unable to complete implementation on time for reasons beyond the service provider's control and failed to make significant efforts to secure the necessary extensions in a timely manner).

West Shore School District, PA, Application No. 221038894, Request for Waiver, CC Docket No. 02-6 (filed Mar. 25, 2024)

*Untimely Filed Appeals or Waiver Requests*²³

Arthur Eugene and Thelma Adair Community Life Center Inc., NY, Application No. 191037071, Request for Waiver, CC Docket No. 02-6 (filed Jan. 21, 2025)

Clarenceville School District, MI, Application No. 241018721; Hamtramck Public School District, MI, Application No. 241016758; Oak Park School District, MI, Application No. 241019759; Ypsilanti Community Schools, MI, Application No. 241024972, Requests for Waiver, CC Docket No. 02-6 (filed Jan. 8, 2025)

Green County Technology Center, OK, Application No. 231032289, Request for Waiver, CC Docket No. 02-6 (filed Feb. 4, 2025)

Sheri Torah, NY, Application No. 191037423, Request for Waiver, CC Docket No. 02-6 (filed Aug. 22, 2022)

Valley Connections, LLC (Safford Unified School District 1), AZ, Application No. 221031258, Request for Waiver, CC Docket No. 02-6 (filed Dec. 6, 2024)

Emergency Connectivity Fund Program

WC Docket No. 21-93

Dismissed on Reconsideration²⁴

Journey Church of the Assemblies d/b/a Christian Life School, WI, Application No. ECF202203123, Petition for Reconsideration, WC Docket No. 21-93 (filed Jan. 29, 2024)

Granted²⁵

²³ See, e.g., *Requests for Review of the Decisions of the Universal Service Administrator by Agra Public Schools I-134; Schools and Libraries Universal Service Mechanism*, CC Docket No. 02-6, Order, 25 FCC Rcd 5684, 5688, para. 6 (WCB 2010) (*Agra Public Schools Order*); *Requests for Waiver or Review of Decisions of the Universal Service Administrator by Bound Brook School District; Schools and Libraries Universal Service Mechanism*, CC Docket No. 02-6, Order, 29 FCC Rcd 5823, 5823, para. 1 (WCB 2014) (*Bound Brook School District Order*) (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 demonstrate special circumstances required for the Commission to waive the rule).

²⁴ See, e.g., *Allan Shivers Library Order*, 29 FCC Rcd at 10357, para. 2 (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). Consistent with the Commission's decision to adopt the similar appeal and waiver rules that govern all of the Universal Service Fund programs, including the E-Rate program, and to leverage existing E-Rate processes and forms in the Emergency Connectivity Fund program, we rely on E-Rate program precedent to resolve this petition. See *Establishing the Emergency Connectivity Fund to Close the Homework Gap*, WC Docket No. 21-93, Report and Order, 36 FCC Rcd 8696, 8740, 8746, paras. 90, 107 (2021) (*Emergency Connectivity Fund Report and Order*).

²⁵ We remand this application to USAC and direct USAC to complete its review of the applications and issue a funding decision 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 section 54.1711(d) of the Commission's rules and direct

(continued...)

*Waiver of the ECF Invoice Filing Deadline*²⁶

Little Chute Area School District, WI, Application No. ECF202202409, Request for Waiver, WC Docket No. 21-93 (filed Feb. 14, 2025)

Denied*Request for Extension of Service Delivery Date Beyond COVID-19 Emergency Period Expiration*²⁷

Alpine Academy Charter High School, NV, Application No. ECF202208579, Request for Waiver, CC Docket No. 02-6 (filed Sept. 16, 2024)

Morristown Covenant, TN, Application No. ECF202109220, Request for Waiver, WC Docket No. 21-93 (filed June 3, 2024)

Rural Health Care Program**WC Docket No. 02-60**Granted*Late-Filed FCC Form 462 or 466 Applications – Filed Within 14 Days of the Close of the Window*²⁸

USAC to waive any procedural deadline that might be necessary to effectuate our ruling. *See* 47 CFR § 54.1711(d) (codifying the invoice filing deadline).

²⁶ *See, e.g., Requests for Waiver by Bluum USA Inc et al.; Establishing Emergency Connectivity Fund to Close the Homework Gap*, WC Docket No. 21-93, Order, 39 FCC 1049, 1051-52, paras. 6, 9 (WCB 2024) (extending the ECF program's invoice filing deadline for funding requests by 60 days because the applicant or service provider was unable to timely file due to personnel changes or administrative issues). We waive the petitioners' invoice filing deadline and provide 60 days from the release date of a new revised funding commitment decision letter (RFCDL) to file requests for reimbursement for the devices delivered during the funding period with USAC. However, although we are waiving the invoice filing deadline, we note that the service delivery deadline of June 30, 2024 is not waived as that is a statutory deadline that the Commission may not waive. *See also* H.R. 1319, tit. VII, § 7402(d)(5)(B); *Wireline Competition Bureau and Office of the Managing Director Provide Guidance on Emergency Connectivity Fund Program Upon Termination of the Emergency Period*, WC Docket No. 21-93, Public Notice, 38 FCC Rcd 4282, 4284 (WCB 2023) (*Termination of the Emergency Period Public Notice*). Consistent with precedent, we also waive section 54.1718(b)(1) of the Commission's rules, which requires petitioners to file their appeals within 30 days of an adverse USAC decision. *See, e.g., Requests for Review and/or Requests for Waiver of Decisions of the Universal Service Administrator by Animas School District 6 et al., Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 26 FCC Rcd 16903, 16905, para. 4 (WCB 2011) () (granting petitioners waivers of our filing deadline for appeals because their late-filed appeal would never have been necessary absent an error on the part of USAC).

²⁷ *See Establishing Emergency Connectivity Fund to Close the Homework Gap*, WC Docket No. 21-93, Order, 38 FCC Rcd 4274, 4277, para. 9 & n.25 (WCB 2023) (extending the service delivery date so that applicants would have time to purchase equipment for up to 12 months after receiving a funding commitment decision letter or revised funding commitment, but not to extend beyond the program's sunset date of June 30, 2024 and explaining that June 30, 2024 is a statutorily set expiration of the COVID-19 emergency period that the Commission cannot waive or extend to provide additional time to purchase eligible equipment and/or services). *See also* H.R. 1319, tit. VII, § 7402(d)(5)(B); *Termination of the Emergency Period Public Notice*, 38 FCC Rcd at 4284.

²⁸ *See Requests for Waiver by Bartlett Regional Hospital et al.*, WC Docket No. 02-60, Order, 39 FCC Rcd 3931(5), 3934-35, para. 8 (WCB 2024) (granting a waiver of the application filing deadline when the application was filed within 14 days of the deadline and administration of the RHC Program was minimally affected). Frontera Healthcare Network mistakenly filed its request for waiver of the application filing deadline with USAC (rather than with the Commission) and within 14 days of the filing deadline. *See* 47 CFR § 54.719(c) (parties seeking waivers of the Commission's rules shall seek relief directly from the Commission). On reconsideration, we treat this misfiled

(continued....)

Frontera Healthcare Network and ENA Healthcare Services, LLC, TX, Petition for Reconsideration, WC Docket No. 02-60, Funding Request No. 2086109 (filed May 27, 2021)

*FCC Form 462 – Ministerial and/or Clerical Error*²⁹

Palmetto State Providers Network, SC, Request for Review, WC Docket No. 02-60, Funding Request No. RHC20230028055 (Jan. 27, 2025)

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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waiver request as having been filed with the Commission, pursuant to a transmittal referral letter from USAC treating the effective date of the appeal as the date of the mistaken appeal to USAC. *Little Falls Township School District*, 38 FCC Rcd 1100, at 1103, para. 4 (WCB 2023); Letter from the Universal Service Administrative Company to Marlene H. Dortch, FCC (Jan. 23, 2025) (on file at <https://www.fcc.gov/ecfs/search/search-filings/filing/10211741017316>). We grant this petition for reconsideration, remand this matter to USAC, and direct USAC to coordinate with the petitioners on the filing of the application and then issue a funding decision based on a complete review and analysis of the application. In remanding this matter to USAC, we make no finding as to the ultimate eligibility of the services or the petitioner's application. Petitioners also request that the site substitution rule be waived in connection with this FRN if the application filing deadline is waived. As resolution of this issue is contingent on USAC's decision on remand, we dismiss the site substitution waiver request as premature.

²⁹ See, e.g., *Streamlined Resolution of Requests Related to Actions by the Universal Service Administrative Company*, CC Docket No. 02-6, WC Docket Nos. 02-60, 06-122, Public Notice, 33 FCC Rcd 4421, 4438 (WCB 2018) (American Telemedicine Connect Consortium submitted a single Form 462 rather than one for each of seven vendors) and *Streamlined Resolution of Requests Related to Actions by the Universal Service Administrative Company*, CC Docket No. 02-6, WC Docket Nos. 02-60, 06-122, Public Notice, 31 FCC Rcd 8603, 8612 (WCB 2016) (CGH Medical Center failed to enter its address on Form 466-A). In this instance, Palmetto entered the incorrect site address for a network switch on its FCC Form 462. The same network switch makes functional at least seven RHC-supported circuits at the same and other locations. We direct USAC to allow the applicant to make corrections to the FCC Form 462 at issue. We make no finding on the underlying issues in this appeal and remand these applications back to USAC for further review and processing.