

1 **GUAM DEPARTMENT OF EDUCATION**
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8 **BEFORE THE OFFICE OF PUBLIC ACCOUNTABILITY**

9 IN THE APPEAL OF
10 Technologies for Tomorrow, INC,
11 Appellant.

12 APPEAL NO.: OPA-PA-16-004

13 **NOTICE OF FUNDING DEADLINE**

14 The solicitation that is the subject of this appeal would be funded by the Federal
15 Communication Commission ("FCC") which is overseen by the third-party Universal Service
16 Administrative Company for Education-Rate ("E-Rate") programs. *See Declaration of Vincent*
17 *Dela Cruz Regarding Funding Timelines Par. 4 ("Decl")*. The funding is a subsidy that would
18 cover eighty-five percent (85%) of the expense incurred for E-Rate programs including wireless
19 local area network installations. *Decl. Par. 5*. In order to obtain the subsidy the Guam
20 Department of Education ("GDOE") must complete an application which requires an intent to
21 award and signatures from all parties included for the E-Rate solicitation. *Decl. Par. 6*. GDOE
22 would not have solicited for this service but for the funding application and the eighty-five (85%)
23 off of expenses incurred for E-Rate services. *Decl. Par. 7*.

24 Should this matter not be finally decided by May 26, 2016, or an extension be granted by
25 the funding source, GDOE would not be privy to the funding that was the basis for and that
26 GDOE relied on in order to obtain and fund the E-Rate services. *Decl. Par. 8*. But for the
27 automatic stay pursuant to Title 5 Guam Code Annotated Section 5425(g), GDOE would have
28 canceled this E-Rate service if GDOE did not make the May 26, 2016 deadline. *Decl. Par. 9* The
funding application will not be available again until the next E-Rate cycle 2017. *Decl. Par. 10*.

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For the purposes of informing all parties to this appeal, GDOE hereby provides notice of the timelines associated with FCC funding as described herein.

Dated this 17th day of May, 2016.

Respectfully submitted,
GUAM DEPARTMENT OF EDUCATION

By: 
JAMES L.G. STAKE
Legal Counsel