

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

In the Matter of)	
)	
Request for Review of the Decision of the Universal Service Administrator by)	
)	
Bliss School District 234)	File No. SLD-343607
Bliss, Idaho)	
)	
Federal-State Joint Board on Universal Service)	CC Docket No. 96-45
)	
Changes to the Board of Directors of the National Exchange Carrier Association, Inc.)	CC Docket No. 97-21
)	

ORDER

Adopted: July 30, 2003

Released: July 31, 2003

By the Telecommunications Access Policy Division, Wireline Competition Bureau:

1. Bliss School District 234 (Bliss School District), Bliss, Idaho, seeks review of a decision by the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (Administrator).¹ Prior to the time that Bliss School District filed its request with the Commission, it also filed an appeal of the same decision with SLD.² The Commission's rules do not contemplate simultaneous appeals of SLD's decisions to the Administrator and the Commission.³ We therefore dismiss without prejudice Bliss School District's Request for Review to the Commission. Once the Administrator has issued its decision, Bliss School District may then appeal to the Commission, if it believes such an appeal is warranted at that time.⁴

¹ Letter from Kevin Lancaster, Bliss School District 234, to Federal Communications Commission, filed June 5, 2003 (Request for Review). Any person aggrieved by an action taken by a division of the Administrator may seek review from the Commission. 47 C.F.R. § 54.719(c).

² Letter from Kevin Lancaster, Bliss School District 234, to Schools and Libraries Division, Universal Service Administrative Company, filed June 3, 2003.

³ 47 C.F.R. § 54.720 (when an applicant has an appeal pending with the Administrator, the period to file with the Commission is tolled until the Administrator's review is complete).

⁴ See 47 C.F.R. §§ 54.719 – 54.725 (setting forth rules pertaining to Commission review of the Administrator's decisions).

2. ACCORDINGLY, IT IS ORDERED, pursuant to authority delegated under sections 0.91, 0.291, and 54.722(a) of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, and 54.722(a), that the Request for Review filed on June 5, 2003, by Bliss School District 234, Bliss, Idaho, IS DISMISSED WITHOUT PREJUDICE.

FEDERAL COMMUNICATIONS COMMISSION

Mark G. Seifert
Deputy Chief, Telecommunications Access Policy Division
Wireline Competition Bureau