

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

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| In the Matter of |) | |
| |) | |
| Petition for Reconsideration |) | |
| |) | |
| Request for Review of the |) | |
| Decision of the |) | |
| Universal Service Administrator by |) | |
| |) | |
| Chichester School District |) | File No. SLD-123978 |
| Boothwyn, Pennsylvania |) | |
| |) | |
| Federal-State Joint Board on |) | CC Docket No. 96-45 |
| Universal Service |) | |
| |) | |
| Changes to the Board of Directors of the |) | CC Docket No. 97-21 |
| National Exchange Carrier Association, Inc. |) | |

ORDER ON RECONSIDERATION

Adopted: September 12, 2002

Released: September 13, 2002

By the Telecommunications Access Policy Division, Wireline Competition Bureau:

1. Before the Telecommunications Access Policy Division (Division) is a Petition for Reconsideration filed by Chichester School District (Chichester), Boothwyn, Pennsylvania.¹ Chichester seeks reconsideration of the Division's April 11, 2002 decision denying Chichester's Request for Review on the grounds that Chichester indicated on its FCC Form 471 that the requested service is site specific.² Because the Petition for Reconsideration was untimely filed, we must dismiss it without further consideration.

2. Petitions for reconsideration of Commission actions must be filed within 30 days of the public notice of the action.³ For non-rulemaking documents released by the Commission or staff, the date of public notice is the release date.⁴ The release date of the decision Chichester

¹ Letter from Joyce Voshell, Chichester School District, to Federal Communications Commission, filed July 8, 2002 (Petition for Reconsideration).

² *Id.* Parties may seek reconsideration from a final action of the Commission or its designated authority pursuant to 47 C.F.R. § 1.106(f).

³ 47 C.F.R. § 1.106(f). If the filing period is 7 days or more, intermediate holidays shall be counted in determining the filing date. 47 C.F.R. § 1.4(g).

⁴ 47 C.F.R. § 1.4(b)(2).

seeks to have reviewed was April 11, 2002.⁵ Chichester's Petition bears a date-stamp of July 8, 2002, the date of its receipt by the Commission. The Petition was filed 88 days after public notice and hence is untimely.

3. ACCORDINGLY, IT IS ORDERED, pursuant to authority delegated under sections 0.91, 0.291, and 1.106(a)(1) of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, and 1.106(a)(1), that the Petition for Reconsideration filed by Chichester School District, Boothwyn, Pennsylvania, on July 8, 2002 IS DISMISSED.

FEDERAL COMMUNICATIONS COMMISSION

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

⁵ *Request for Review by Chichester School District, Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc.*, File No. SLD-123978, CC Dockets No. 96-45 and 97-21, Order, DA 02-828 (Wir. Com. Bur. rel. April 11, 2002).