

**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

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In the Matter of: )

Schools and Libraries Universal )  
Service Support Mechanism )

CC Docket No. 02-06  
GN Docket No. 09-51

**COMMENTS ON THE FY 2013 DRAFT ELIGIBLE SERVICES LIST FOR  
SCHOOLS AND LIBRARIES UNIVERSAL SERVICE PROGRAM**

(DA 12-1052, Released July 5, 2012)

Submitted by:  
**NetDiverse, LLC**

August, 6, 2012

NetDiverse is a Service Provider.

We submit our comments as follows:

**VoIP Phones, Softphones, and other Ineligible Service connected with Interconnected VoIP services:**

We understand that a telephone, VoIP phone, ATA, softphone, or other device / software is considered "Ineligible" as a Telecommunications or Internet Service. However, some Service Providers offer these services at "No charge" when ordered with their Interconnected VoIP or other Eligible service. If these Service Providers offer these same or similar devices/software at a specific charge, then the Eligible amount is calculated as the total service less the typical charge which the provider sells the in-eligible device/software on a standalone basis.

In some instances ALL of a Service Provider's VoIP service offerings may include a free VoIP phone, softphone, or other ineligible device. In this instance, the typical charge for the device is \$0, but the device does have a real value.

We ask that the FCC provide greater clarification with regard to situations where certain Ineligible services or products are being offered at no charge to Schools and Libraries AND to other clients of the Service providers. Is it appropriate for the Service Provider and/or Applicant to allocate \$0 to the cost of the phone/device if the price cannot be determined separately as it is not offered separately by the Service Provider?

Submitted Electronically:

*Gary Nieboer*

Gary Nieboer  
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