

## SCRPS Status Update

FCC Form 5640

OMB Control No. 3060-1270

File No. SC-SU0002287

### Applicant Information

Applicant FRN 0017178567

Applicant Address 10210 Frankford Ave

Applicant Name Flat Wireless, LLC

Applicant City Lubbock

Applicant Email kevin@flatwireless.com

Applicant State TX

Applicant Phone 8064383382

Applicant ZIP Code 79424

### Contact Information



Is the contact the same as the contact listed on the Application Request for Funding Allocation? If not, please list below.

Contact Name Kevin D Beierschmitt

Contact Address 10210 Frankford Ave

Contact Email kevin@flatwireless.com

Contact City Lubbock

Contact Phone 8064383382

Contact State TX

Contact ZIP Code 79424

\*Indicate which deadline you are meeting with this filing.

2024-01-06

## Explanation of Effort and Availability of Commercial Equipment

\*Provide an explanation of efforts undertaken, and challenges encountered, in permanently removing, replacing, and disposing of covered communications equipment or service.

We have decommissioned all our sites that have covered communications equipment and all of it has been shipped to an approved destruction vendor. We plan to complete the destruction process during the 1st Quarter of 2024. Given the limited funds that are currently accessible, we are continually re-evaluating what replacement equipment to purchase and when to purchase such equipment. Until the Reimbursement Program is fully funded, and we have access to our full allocation, we will continue to struggle to efficiently plan our replacement process and make efficient use of our reimbursement funds.

\*Explain whether you are finding commercially available equipment in the marketplace. If not, then explain efforts taken to obtain replacement equipment.

We have been working with vendors that have responded to our Request for Proposal (RFP). With the limited funding, we are unable to select a vendor and place orders for the equipment needed at this time. If Congress were to fully fund the Reimbursement Program and the FCC were to grant a blanket six-month extension of the one-year completion deadline from the time we received our first payment on our first invoice, our efforts to timely obtain replacement equipment would be greatly assisted and any lead time challenges would be greatly minimized. Thus, allowing us to order the replacement equipment needed with more certainty and stage our build out in phases. With that said, we believe the one-year timeline should not even begin until full funding takes place.

\* If there is additional information relevant to the preceding questions or that you believe the Commission should be aware of, please include the information below.

As the availability to grant funds continued to be delayed and we are not fully funded at this time, we have been forced to reevaluate our project plan, timeline and direction. If we continue without some certainty as to whether we will receive full funding or receive an extension of the completion deadline, we will likely not be able to make the most efficient use of government funds. In addition to full funding being delayed the invoice reimbursement process is taking way too long creating liquidity concerns. Invoices typically sit in a submitted status for over a month before they are initially reviewed by Ernst & Young. Once reviewed, additional information is almost always requested, even further delaying reimbursement. It seems like very similar invoices are reviewed by different staff and they want different information. There seems to be no consistency in the requests causing us to really never know exactly what they will want so we can send it the first time around. We expected the invoice review process to get more streamlined; however, the whole process seems to be getting worse. This is creating extra time on my team, extra labor costs and real problems with company liquidity. With the current circumstances, the FCC should expect that it will be necessary for us to submit a revised plan that may reflect a drastic change in the business model and/or deployment locations given the continued delays in this process.

## Program Compliance

\*Indicate whether recipient has fully complied with (or is in the process of complying with) all requirements of the Reimbursement Program.

Yes  No

\*Indicate whether recipient has permanently removed from its communications network all covered communications equipment or services that were in the recipient's network as of the date of the submission of the recipient's application request for funding.

Yes  No

If recipient has not yet completed the removal process, what estimated percentage of the removal process have you completed?

\*Indicate whether recipient has replaced all covered communications equipment or services that were in the recipient's network as of the date of the submission of the recipient's application request for funding.

Yes  No

If recipient has not yet completed the replacement process, what estimated percentage of the replacement process have you completed?

0

\*Indicate whether recipient has disposed of all covered communications equipment or services that were in the recipient's network as of the date of the submission of the recipient's application request for funding.

Yes  No

If recipient has not yet completed the disposal process, what estimated percentage of the disposal process have you completed?

0

\*Indicate whether recipient has fully complied with (or is in the process of complying with) the timeline submitted by the recipient. If not, provide explanation for deviation.

Yes  No

\*The filer has indicated no to a question in this section, please provide additional information.

## Certifications

\*By checking the box and providing the electronic signature where indicated below, the Certifying Official on behalf of the filer certifies under penalty of perjury that:

(1) The Certifying Official is authorized to submit this status report on behalf of the above-named filer and, based on information known to me or provided to me by employees responsible for the information being submitted, the information set forth in this status report has been examined and is true, accurate, and complete, and the expenditures, disbursements and cash receipts are for the purposes and objectives set forth in the terms and conditions of the Federal award. The Certifying Official acknowledges that any false, fictitious, or fraudulent information or statement, or the omission of any material fact on this status report or on any other document submitted by the filer may subject the filer and the undersigned to punishment by fine or forfeiture under the Communications Act (47 U.S.C. §§ 502, 503(b), 1606), or fine or imprisonment under Title 18 of the United States Code (18 U.S.C. § 1001, §§ 286-287, and § 1343), or can lead to liability under the False Claims Act (31 U.S.C. §§ 3729-3733, and §§ 3801-3812). (2) The filer is in compliance with the statute, rules, and orders governing the Reimbursement Program, including but not limited to allocations, draw downs, payments, obligations and expenditures of money, and the Certifying Official acknowledges that failure to be in compliance and remain in compliance with those statutes, rules, and orders may result in the denial of funding, cancellation of funding commitments, and/or recoupment of past disbursements. The Certifying Official acknowledges that the filer will maintain detailed records, including receipts, of all costs eligible for reimbursement actually incurred for a period of 10 years; and will file all required documentation for its expenses. The Certifying Official acknowledges that failure to comply with the statute, rules, and orders governing the Reimbursement Program could result in civil or criminal prosecution by law enforcement authorities.

## Certifier Information

Certifier Signature	Kevin Beierschmitt	Certifier Phone	8064383382
Certifier Name	Kevin Beierschmitt	Certifier Email	kevin@flatwireless.com
Certifier Title	CEO		
Date Signed	2024-01-04		