

Tentatively Awarded Applications - Challenge Quick Summary

 = IBAB Determination Needed

Region	Application #	Applicant Organization	Project Name	Middle Mile	# of Challenges	IBAB Challenge Determination Needed	Challenge Action	Notes
2	APP-005883	Custer Telephone Cooperative Inc	Salmon Idaho Hwys 93 North Fiber and Hwy 28 South Project	No	1	No	Dismissed	None - challenge was invalid (service speeds listed for challenged locations are not qualifiable).
2	APP-005889	Comcast Cable Communications LLC	City of Preston, City of Franklin and Surrounding Area	No	1	Yes	IBAB Determination Needed	
3	APP-005896	Idaho County	Orofino to Grangeville Fiber Optic Conduit Project	Yes	1	No	Dismissed	Challenged locations are not included in the application. GIS map will be updated to accurately reflect project locations.
3	APP-005904	Whitecloud Communications	Owyhee County	Yes	1	No	Adjusted Based on Challenge	Lower funding request, total project cost, and under/unserved locations. GIS map will be updated to accurately reflect project locations.
3	APP-005921	Camas County	Camas County Wireless Fiber and Fiber to the Premises	Yes	1	Yes	IBAB Determination Needed	
3	APP-005923	Ziply Fiber	Valley County Fiber to the Premise	No	1	No	Adjusted Based on Challenge	Lower funding request, total project cost, and under/unserved locations. GIS map will be updated to accurately reflect project locations.
1	APP-005924	Latah County	Latah County Dark Fiber Network	Yes	1	Yes	IBAB Determination Needed	
2	APP-005932	Ziply Fiber	Aberdeen Fiber to the Premise	No	1	Yes	IBAB Determination Needed	
1	APP-005938	Intermax Networks	State Hwy 54 Corridor Project	Yes	1	No	Adjusted Based on Challenge	Lower funding request, total project cost, and under/unserved locations. GIS map will be updated to accurately reflect project locations.
1	APP-005942	Kaniksu	Bonner County - Selle Valley Fiber (FTTX) for speeds up to 2.5 Gbps	No	0	No	Unchallenged	N/A
1	APP-005947	MiFiber	Project Last Mile- Priest River & Oldtown	No	0	No	Unchallenged	N/A
3	APP-005949	Gooding County	Gooding County Wireless Fiber and Middle Mile Fiber	Yes	1	No	Dismissed	Applicant cross referenced the challenged locations and verified the locations are not included in the application. GIS map will be updated to accurately reflect project locations.
1	APP-005952	Intermax Networks	Selle Valley Project	Yes	0	No	Unchallenged	N/A
2	APP-005958	Madison County	Madison County and FyberCom Fiber Initiative	Yes	1	Yes	IBAB Determination Needed	
1	APP-005976	Intermax Networks	Hauser Lake Area Project	No	0	No	Unchallenged	N/A
3	APP-005989	Jerome County	Jerome County Fiber to the Premises & Fiber Fed Fixed Wireless.	Yes	2	No	Dismissed	C1 Dismissed: Applicant cross referenced the challenged locations and verified the locations are not included in the application. GIS map will be updated to accurately reflect project locations. C2 Dismissed: Not seeking funding for the challenged 5552 addresses, the application clearly removes the grouping of 5552 ineligible addresses. GIS map will be updated to accurately reflect project locations.
2	APP-006037	FyberCom	Taylor / Basalt Fiber Project	No	0	No	Unchallenged	N/A

Application APP-005889

Applicant Comcast Cable Communications LLC

Project Name City of Preston, City of Franklin and Surrounding Area

Middle Mile No

Total Project Cost \$16,456,486.00

Funding Requested \$9,873,892.00

Cash Match \$6,582,594.00 40%

Cost Per Location \$3,138.55

Underserved 3086

Unserved 60

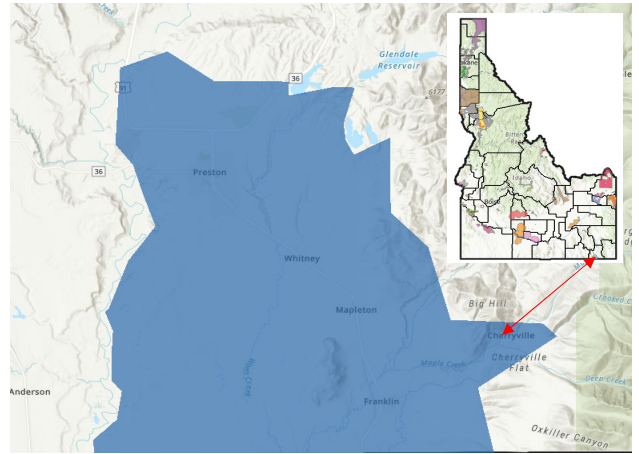
Grant Eligible Locations 3146

Project Area Locations 3829

IBAB Meeting Score 104.7%

IBAB Tentative Award \$9,873,892.00

Challenges 1



Challenger Organization Direct Communications

Challenge Summary Currently offering Broadband services to 95% of the rooftops located within this PFSA and currently upgrading Cable network to provide Gig Symmetrical speeds to 1898 locations in the town of Preston (supporting documents included).

Challenge Details Comcast Cable's proposal aims to provide services to a total of 3,126 locations within the greater Preston area. Among these locations, 1,898 are already being served by Direct Communications, and an additional 450 are included in a PFSA proposed by Direct Communications [APP-005983, not awarded]. Virtually every anchor institution and the vast majority of commercial enterprises located within the PFSA currently enjoy access to reliable 1 gig symmetrical service via fiber optic network serves as the backbone for reliable coaxial-based cable network, covering the majority of Preston. Cable plant improvement investments have recently enabled Direct Communications to provide broadband speeds that satisfy the requirement of least 100/20 to 1898 customer locations in the PFSA, effective immediately. Currently, the cable network offers a maximum download speed of 500 megabits per second. As of July 1, over \$232,000 has been invested in Preston on GIS Maps & Design, the necessary RPHY Node Package, and the Active and Passive Gear Package needed to enhance network infrastructure in the same area. This does not yet include the contract labor and internal construction labor necessary to complete the physical construction. The estimated remaining investment required in this area is approximately \$200,000 in construction labor. This phase of this project is scheduled to commence in August, following the completion of the ongoing project in Soda Springs with anticipated completion this upgrade before the end of 2023. Maps that offer a comprehensive overview of the coverage provided by the existing Fiber-To-The-Premise broadband infrastructure and the current coaxial cable plant in Preston and parts of Franklin County has been provided as supporting documentation.

Challenge Rebuttal Request Dismissal

Rebuttal Details In its challenge, Direct Communications states it "initiated the process of upgrading all existing cable areas" but does not provide evidence as required in Program Notice 3, Section 9j. Comcast submitted an application to provide broadband service to parts of the City of Preston and surrounding areas (the "Project Area") that are currently unserved or underserved. The Idaho Broadband Map identifies the Project Area as eligible for funding. Specifically, as noted below from the Map Companion to the Capital Fund Application, "Based on FCC availability, this includes 40 unserved and 3086 underserved addresses. It also includes 20 non-BSL locations". The FCC Broadband Availability Map, current as of July 25, 2023, shows that the Project Area is underserved because Direct Communications is only providing the Project Area with broadband Internet service speeds of 250/5 Mbps (screenshots provided). Maps are provided to support this statement, as are letters of support included in Comcast's application, and Comcast's conversation with the City of Preston that validate that the Project Area is underserved because they clearly show that, while government buildings may be receiving gigabit service from Direct Communications, residential homes are not receiving the broadband Internet service speeds of at least 100/200 Mbps that are required by the Program. Direct Communications simply states it "initiated the process of upgrading all existing cable areas" but does not provide evidence as required in Program Notice 3, Section 9j. Based on the lack of evidence, Comcast believes that this challenge should not be considered based on Program Notice 3, Section 9l.

DAG Response Direct Communications failed to support its assertions regarding present and future coverage in the Project area with references to the Idaho CPF map and GIS mapping tool, as required by Program Notice #3, Section 9(b). In addition, Direct Communications has not submitted sufficient documentation of active 100/20Mbps broadband wireless service in the Project area or any evidence that it has formally challenged the FCC map, as required by Section 9(h)(i).[1] Comcast's Rebuttal specifically identifies the data available on the current FCC Map and this data does not support the assertions in Direct Communications' challenge regarding current service. In addition, Direct Communications has not provided sufficient documentation of its assertions regarding the progress of future service or proof that such future service is mandated by a state or federal requirement for completion.

Challenge Documents https://www.dropbox.com/scl/fi/lijhwk9lcmmqksau7nkv/CamasCount_APP-005921_ChallengeRebuttalDocuments.pdf?rlkey=b6lcd6p3dprx7z51x5sp3tfpv&dl=0

Application APP-005921

Applicant Camas County

Project Name Camas County Wireless Fiber and Fiber to the Premises

Middle Mile Yes

Total Project Cost \$5,327,181.50

Funding Requested \$5,090,020.50

Cash Match \$237,161.00 4.45%

Cost Per Location \$5,898.05

Underserved 786

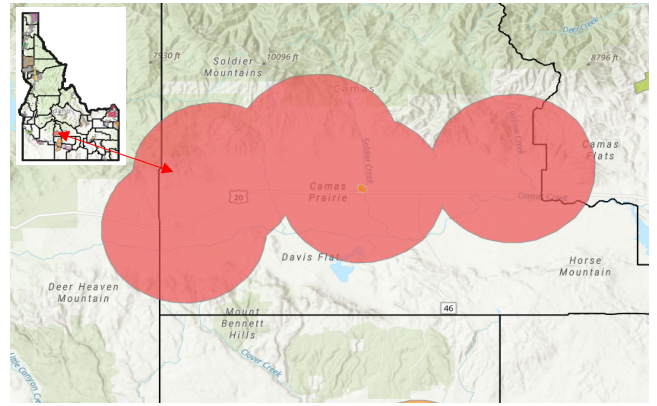
Unserved 77

Grant Eligible Locations 863

Project Area Locations 867

IBAB Meeting Score 100.8%

IBAB Tentative Award \$5,090,020.50



Project Area = Red

Challenges 1

Challenger Organization Ziplly Fiber

Challenge Summary The Camas County proposed project includes 282 in Fairfield that are located in active Ziplly Fiber FttP construction blocks.

Challenge Details The Camas County proposed project includes 282 in Fairfield that are located in active Ziplly Fiber Fts construction blocks. The Zippy Fiber Fairfield construction blocks have preliminary design complete; engineers are on the ground field verifying the number of address locations and adjusting design based on field conditions. Pole Attachment applications are prepared and scheduled for submittal to Idaho Power. We provided a response to the Camas County Broadband Request for Information but were not selected. At the opening of the ID CPF Broadband grant application cycle, we sent an email to Commissioner Kramer, noting our investment in Fairfield, Camas County, and our sincere willingness to partner. Ziplly Fiber has and will continue making private investment to bring FttP in Camas County.

Challenge Rebuttal Request Dismissal

Rebuttal Details We believe the most compelling argument related to the Ziplly Fiber challenge regarding the Camas County CPF application rests on the fact they are also seeking funding for the exact area in question. The challenge contains supporting documents with redacted information making the proposed paths or scope of work unclear, also dated July 20th and July 24th, which does not suggest "significant progress" given the length of time Idaho Power requires for make-ready assessments. There is no known existing infrastructure and the attached engineering studies are preliminary at best and do not show any specificity indicating progress. Additionally, the City of Fairfield has confirmed that they have not been contacted for right-of-way or easement permits. Ziplly's email communication is dated June 13, 2023, which is prior to the CPF application submitted by Camas County. Camas county, prior to any knowledge of a challenge by Ziplly Fiber and received a response from Christine St Germaine which indicated that she had only reviewed the mapping tool and erroneously concluded we were not including Fairfield in the proposal. Additionally, the Challenger applied for funding in the same area (APP-00593), but has not provided evidence that it is an independently funded and active project. At best they have proven this is a conflicting project, but have not proven that this project is ineligible in any way.

DAG Response It is important to note that Ziplly Fiber does not challenge the eligibility of Camas County or the Project, as a whole, for funding under the Grant. Instead, Ziplly seeks removal of a specific number of addresses from the Project, based on an active construction project by Ziplly. However, Ziplly has not adduced sufficient documentation to establish that the challenged Project area will have active 100/200 Mbps broadband service within 12 months of this challenge, as pointed out in Camas County's Rebuttal. In addition, Ziplly has not established that it is under any federal or state requirement to complete its project and the evidence is, at best, mixed as to whether Ziplly has made "significant progress to deploy service in the proposed Project area." The evidence upon which Ziplly relies is best characterized as preliminary.

Challenge Documents https://www.dropbox.com/scl/fi/liyhkw9lcmmqksau7nkv/CamasCount_APP-005921_ChallengeRebuttalDocuments.pdf?rlkey=b6lcd6p3dprx7z51x5sp3tffpv&dl=0

Application APP-005924

Applicant Latah County

Project Name Latah County Dark Fiber Network

Middle Mile Yes

Total Project Cost \$46,860,546.93

Funding Requested \$34,708,248.94

Cash Match \$12,152,297.99 25.93%

Cost Per Location \$6,587.26

Underserved 5248

Unserved 21

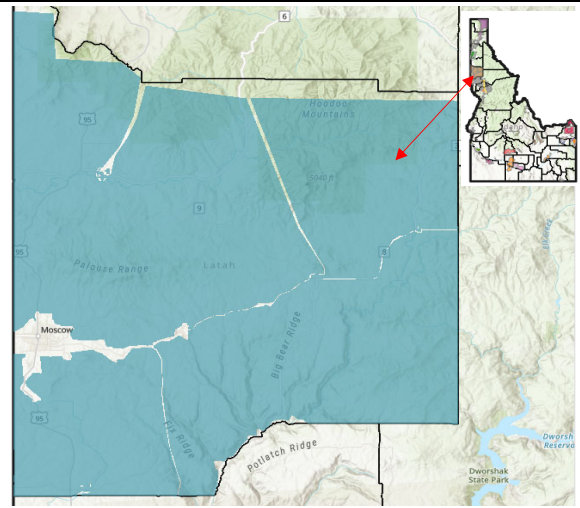
Grant Eligible Locations 5269

Project Area Locations 5758

IBAB Meeting Score 108.7%

IBAB Tentative Award \$15,000,000.00

Challenges 1



Challenger Organization Ziplly Fiber

Challenge Summary FttP construction with private funds underway.

Challenge Details Under the Idaho CARES Act 2020 grant program Ziplly Fiber was awarded funding through the City of Potlatch to construct fiber to public safety institutions and in 2021 we completed a Fiber to the premise construction project completing fiber access in Potlatch, Idaho with privately invested funds. Ziplly Fiber also invested in bringing fiber to the Onaway community. The addresses within the City of Potlatch are reported to the Federal Communications Commission Broadband Data Collection as served Fiber to the Premise 5,000/5,000 Mbps. The availability of fiber enabled areas is publicly available at <https://zipllyfiber.com/new-fiber-locations>. The addresses proposed by Latah County were provided by the Idaho Broadband Office have been reviewed and 411 specific locations matched by Ziplly Fiber as served are attached. The Latah County proposed last mile addresses in Genesee include 383 addresses in an active Fiber to the Premise construction blocks. Currently, the Genesee construction status is pending pole attachment permitting from AVSITA. Documentation of project progress is attached. We reached out to Latah County with these concerns. Christina Mangiapani, Latah County phoned the morning of 7/28/23 to relay the county broadband coalition members from cities of Potlatch and Genesee are unwilling to remove these address locations from APP-005924. Ziplly Fiber has and will continue making private investment to bring FttP in Latah County.

Challenge Rebuttal Request Dismissal

Rebuttal Details Challenger did not submit any documentation or evidence that would corroborate their claim that they currently serve any locations in Potlatch or Genesee. Regarding Genesee, Ziplly does not have an active project under construction in the City of Genesee, and they have no state or federal requirement to complete one. The city of Genesee has also submitted a rebuttal support letter (included). Potlatch: Ziplly Fiber was offered as a replacement ISP, and they committed to building the project on October 23, 2020, giving them less than 2 months to build and light this brand-new fiber. Ziplly Fiber did not complete the project as outlined within 2 months. To this day, they have not built a 48-strand fiber optic line from Palouse to Potlatch. Instead, they took over \$600,000 from the City of Potlatch and the state to build line extensions from their existing office in Potlatch – a project that would've cost a fraction of the price, under \$100,000 by our calculations. Supporting documents regarding this funding and a support rebuttal letter from the City of Potlatch and Potlatch School District are included.

DAG Response It is important to note that Ziplly Fiber does not challenge the eligibility of Latah County or the Project, as a whole, for funding under the Grant. Instead, Ziplly seeks removal of a specific number of addresses from the Project, based on existing service in the City of Potlatch and an active construction project by Ziplly in the City of Genesee.

With respect to the claim of existing service in the City of Potlatch, Ziplly has satisfied its initial burden of establishing proof of active service meeting required standards at 411 locations. However, based on the evidence produced by Latah County that the current fiber is not serving all locations in Potlatch, the comprehensive nature of Latah County's plan for a county-wide network that necessarily includes all of Potlatch, and Latah County's explanation of the benefits to the County's existing and future residents, including all locations in the City of Potlatch, Ziplly has not met its burden of proving, by clear and convincing evidence, that its existing service to some residences in Potlatch necessitates an amendment or exception to Latah County's Application.

With respect to its active construction project in the City of Genesee, Ziplly has not adduced sufficient documentation to establish: (1) that the challenged Project area will have active 100/200 Mbps broadband service within 12 months of this challenge; (2) that Ziplly is under any federal or state requirement to complete its project, or (3) that Ziplly has made "significant progress to deploy service in the proposed Project area." The evidence upon which Ziplly relies is best characterized as preliminary, rather than significant, progress.

Challenge Documents https://www.dropbox.com/scl/fi/doi6woft6aud9xowl9zjx/LatahCount_APP-005924_ChallengeRebuttalDocuments.pdf?rlkey=3q97tb1lro2hmomil06jwvi1u&dl=0

Application APP-005924

Applicant Latah County

Project Name Latah County Dark Fiber Network

Middle Mile Yes

Total Project Cost \$46,860,546.93

Funding Requested \$34,708,248.94

Cash Match \$12,152,297.99 25.93%

Cost Per Location \$6,587.26

Underserved 5248

Unserved 21

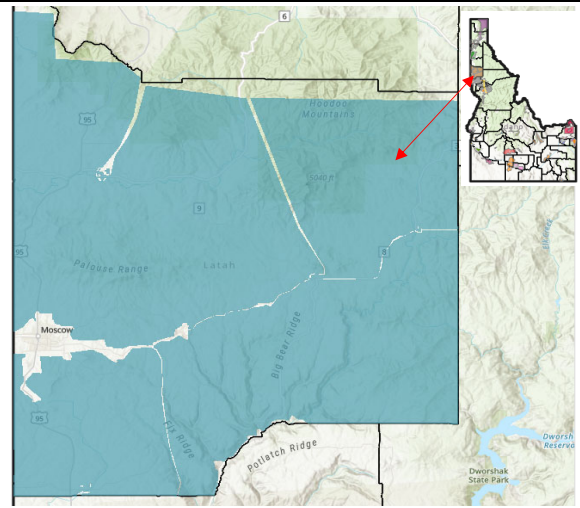
Grant Eligible Locations 5269

Project Area Locations 5758

IBAB Meeting Score 108.7%

IBAB Tentative Award \$15,000,000.00

Challenges 1



Challenger Organization Ziplly Fiber

Challenge Summary FttP construction with private funds underway.

Challenge Details Under the Idaho CARES Act 2020 grant program Ziplly Fiber was awarded funding through the City of Potlatch to construct fiber to public safety institutions and in 2021 we completed a Fiber to the premise construction project completing fiber access in Potlatch, Idaho with privately invested funds. Ziplly Fiber also invested in bringing fiber to the Onaway community. The addresses within the City of Potlatch are reported to the Federal Communications Commission Broadband Data Collection as served Fiber to the Premise 5,000/5,000 Mbps. The availability of fiber enabled areas is publicly available at <https://zipllyfiber.com/new-fiber-locations>. The addresses proposed by Latah County were provided by the Idaho Broadband Office have been reviewed and 411 specific locations matched by Ziplly Fiber as served are attached. The Latah County proposed last mile addresses in Genesee include 383 addresses in an active Fiber to the Premise construction blocks. Currently, the Genesee construction status is pending pole attachment permitting from AVSITA. Documentation of project progress is attached. We reached out to Latah County with these concerns. Christina Mangiapani, Latah County phoned the morning of 7/28/23 to relay the county broadband coalition members from cities of Potlatch and Genesee are unwilling to remove these address locations from APP-005924. Ziplly Fiber has and will continue making private investment to bring FttP in Latah County.

Challenge Rebuttal Request Dismissal

Rebuttal Details Challenger did not submit any documentation or evidence that would corroborate their claim that they currently serve any locations in Potlatch or Genesee. Regarding Genesee, Ziplly does not have an active project under construction in the City of Genesee, and they have no state or federal requirement to complete one. The city of Genesee has also submitted a rebuttal support letter (included). Potlatch: Ziplly Fiber was offered as a replacement ISP, and they committed to building the project on October 23, 2020, giving them less than 2 months to build and light this brand-new fiber. Ziplly Fiber did not complete the project as outlined within 2 months. To this day, they have not built a 48-strand fiber optic line from Palouse to Potlatch. Instead, they took over \$600,000 from the City of Potlatch and the state to build line extensions from their existing office in Potlatch – a project that would've cost a fraction of the price, under \$100,000 by our calculations. Supporting documents regarding this funding and a support rebuttal letter from the City of Potlatch and Potlatch School District are included.

DAG Response It is important to note that Ziplly Fiber does not challenge the eligibility of Latah County or the Project, as a whole, for funding under the Grant. Instead, Ziplly seeks removal of a specific number of addresses from the Project, based on existing service in the City of Potlatch and an active construction project by Ziplly in the City of Genesee.

With respect to the claim of existing service in the City of Potlatch, Ziplly has satisfied its initial burden of establishing proof of active service meeting required standards at 411 locations. However, based on the evidence produced by Latah County that the current fiber is not serving all locations in Potlatch, the comprehensive nature of Latah County's plan for a county-wide network that necessarily includes all of Potlatch, and Latah County's explanation of the benefits to the County's existing and future residents, including all locations in the City of Potlatch, Ziplly has not met its burden of proving, by clear and convincing evidence, that its existing service to some residences in Potlatch necessitates an amendment or exception to Latah County's Application.

With respect to its active construction project in the City of Genesee, Ziplly has not adduced sufficient documentation to establish: (1) that the challenged Project area will have active 100/200 Mbps broadband service within 12 months of this challenge; (2) that Ziplly is under any federal or state requirement to complete its project, or (3) that Ziplly has made "significant progress to deploy service in the proposed Project area." The evidence upon which Ziplly relies is best characterized as preliminary, rather than significant, progress.

Challenge Documents https://www.dropbox.com/scl/fi/doi6woft6aud9xowl9zjx/LatahCount_APP-005924_ChallengeRebuttalDocuments.pdf?rlkey=3q97tb1lro2hmomil06jwvi1u&dl=0

Application APP-005932

Applicant Ziplly Fiber

Project Name Aberdeen Fiber to the Premise

Middle Mile No

Total Project Cost \$3,848,921.00

Funding Requested \$2,306,353.00

Cash Match \$1,542,568.00 40.1%

Cost Per Location \$3,120.91

Underserved 736

Unserved 3

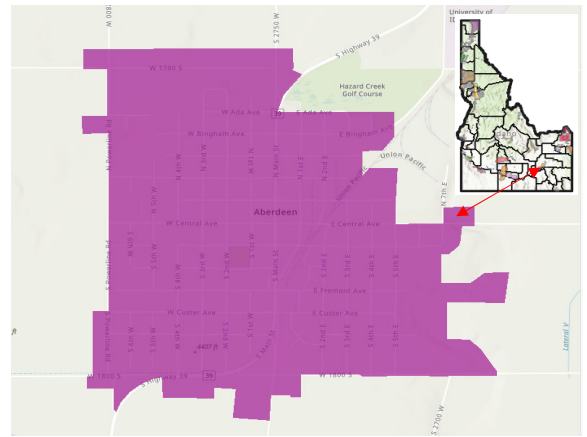
Grant Eligible Locations 739

Project Area Locations 739

IBAB Meeting Score 100.2%

IBAB Tentative Award \$2,306,353.00

Challenges 1



Challenger Organization Direct Communications

Challenge Summary Direct Communications is currently providing broadband serviced to alms the entire PFSA.

Challenge Details Direct Communications is currently providing broadband serviced to alms the entire PFSA. We are currently working on a network upgrade that will provide gig symmetrical speeds to the entire PFSA. please see challenge documents. [Internal note: challenge docs outline minimum of 1 gig capable network in Aberdeen within 12 months. Also completing current upgrade within 12 months which will cover nearly all homes in Ziplly's PFSA with only a few locations remaining that may require further expansion.

Challenge Rebuttal Request Dismissal

Rebuttal Details Challenge letter indicates "... every anchor institution and commercial business in the PFSA (Proposed Funded Service Area) already enjoys access to 1 gig symmetrical service." However, when one investigates this claim on the FCC National Broadband Map, the only service offering Direct Management Company lists is 250/5 Mbps. Additionally, they indicate "...working on a substantial upgrade to our cable plant in Aberdeen, conducting a thorough assessment and considering two viable options." While Direct Communications considers its options, Ziplly Fiber has allocated private funding, we have fully engineered designs and are currently awaiting pole attachment application approvals to initiate construction.

DAG Response As Ziplly's Rebuttal notes, Direct Communications failed to support its assertions regarding present and future coverage in the Project area with references to the Idaho CPF map and GIS mapping tool, as required by Program Notice #3, Section 9(b). In addition, Direct Communications has not submitted sufficient documentation of active 100/20Mbps broadband wireless service in the Project area or any evidence that it has formally challenged the FCC map, as required by Section 9(h)(i). In fact, Ziplly's Rebuttal asserts that the FCC map shows that Direct Communications provides only 250/5 Mbps. Although Direct Communications states that it currently provides 500/20 services in the Project area, this assertion is not supported by reference to the Idaho CPF map, the FCC map, or other sufficient independent documentation. Instead, Direct Communications states that its fiber optic network currently serves five residential locations. While Direct Communications states that its investments have "recently enabled" it to provide "broadband speeds that satisfy the requirements of 100/20 to all but a dozen of the residential units in the Ziplly PFSA," again, Direct Communications has not provided sufficient documentation to support this claim.

Challenge Documents https://www.dropbox.com/scl/fi/p4uv1ri1s7p2s0kytoauk/Aberdeen_APP-005932_ChallengeRebuttalDocuments.pdf?rlkey=aspd7fx77pcen13uffmiarpx8&dl=0

Application APP-005958

Applicant Madison County

Project Name Madison County and FyberCom Fiber Initiative

Middle Mile Yes

Total Project Cost \$17,600,208.79

Funding Requested \$13,673,938.79

Cash Match \$3,926,270.00 22.3%

Cost Per Location \$4,570.17

Underserved 2998

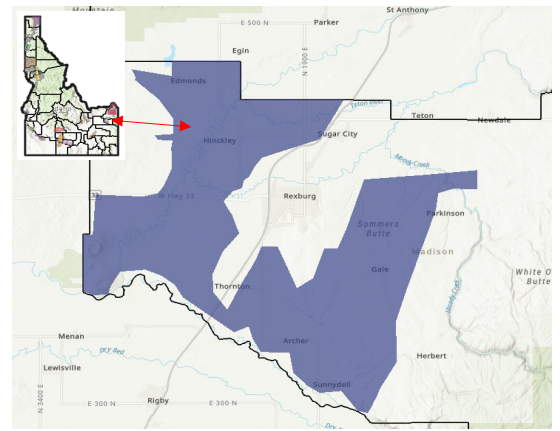
Unserved 4

Grant Eligible Locations 2992

Project Area Locations 3122

IBAB Meeting Score 109.8%

IBAB Tentative Award \$13,673,938.79



Challenges 1

Challenger Organization Sparklight

Challenge Summary Applicant’s project seeks funding to construct broadband service to 118 locations where Cable One presently provides qualifying service of at least 100/20 Mbps.

Challenge Details Applicant’s project seeks funding to construct broadband service to 118 locations where Cable One presently provides qualifying service of at least 100/20 Mbps. Included with this submission is shapefile information identifying the locations at issue, and an address list of each location where Cable One provides existing broadband service within the area of Applicant’s project.

Challenge Rebuttal Request Special Consideration of the Challenged 118 Households

Rebuttal Details Sparklight did not make efforts to contact Madison County or FyberCom officials regarding the 118 challenged locations, of which there is concern that many of the 118 locations are currently not truly serviceable by Sparklight. We understand that adjustments might be required as per the Board's recommendations. However, it's worth noting that many of these locations have neighboring areas that are currently unserved. In addition, the County is aware of several proposed new locations/developments coming in the near future within the proposed coverage area that will require fiber service, and this project is in preparation for those areas as well. The proposed build path of the fiber network was crafted considering these current unserved neighbors, and future neighbors, making it the most cost-effective approach. Our primary objective with our proposed fiber project is to maximize the number of homes passed, ensuring that as many underserved residents as possible can benefit from reliable and affordable fiber internet, currently identified as being over 2,990 locations. By expanding our reach in the most cost-effective manner, we hope to create a ripple effect, fostering digital inclusivity and economic development throughout Madison County. While we would be willing to review the exclusion of these 118 locations if necessary, our hope is to retain them within the proposal for the reasons stated.

DAG Response It is important to note three things. First, Cable One does not challenge the eligibility of Madison County or the Project, as a whole (over 2,900 locations), for funding under the Grant. Second, Madison County does not directly dispute Cable One’s claims of existing service to 118 locations within the Project area. Third, the parties apparently have not discussed the Project and/or the 118 locations at issue. Considering this, IBAB and the Grant Committee conclude that Cable One has not demonstrated, by clear and convincing evidence, that the Project is ineligible for funding under the CPF grant. However, to ensure the best use of grant funds, IBAB direct that Madison County and Cable One discuss the feasibility of an amendment to the Application excluding all or some of the 118 locations identified by Cable One. If the parties reach an agreement regarding such an amendment, Madison County may submit a document reflecting the amendment. If the parties cannot reach an agreement, Madison County shall submit a supplemental rebuttal, within 45 days of receipt of this Determination, explaining why an amendment is not feasible.

Challenge Documents https://www.dropbox.com/sc/fi/ceowojy53twybgwlggsh/MadisonCounty_APP-005958_ChallengeRebuttalDocuments.pdf?rlkey=v9k05xzta5ak6wi77zaosbhs8&dl=0