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October 3, 2016

Via Electronic Submission

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

Re: CC Dkt. No. 94-129; Certification of Exemption from “Drop-Off” Requirement

Dear Ms. Dortch:

Legent Comm LLC (“Legent”) hereby certifies that it qualifies for an exemption from the “drop-off” requirement set forth in 47 C.F.R. Section 64.1120.

In its decision in CC Dkt. No. 94-129, the Commission established a mechanism by which carriers certifying as to their inability to comply with the “drop-off” rule will be exempt from that rule for a two-year period.¹ Legent previously submitted a certification of exemption from the FCC’s “Drop-Off” requirement on October 3, 2014. Under the FCC’s Third Order on Reconsideration, the exemption from the “Drop-Off” rules would be valid until October 3, 2016 – two years from the date on which the previous certification was submitted. In its Third Order on Reconsideration, the Commission stated that carriers that wished to extend their exemption must re-certify at the end of the two year period (and every two years thereafter) as to their continuing inability to comply with the “Drop-Off” requirement.² Accordingly, Legent is re-certifying to its continuing inability to comply with the “Drop-Off” requirements.

Please be advised that the telemarketing companies utilized by Legent lack the technical capabilities to comply with the FCC’s “drop-off” rule. Specifically, the technologies used by

¹ See *Implementation of the Subscriber Carrier Selection Changes Provisions of the Telecommunications Act of 1996; Policies and Rules Concerning Unauthorized Changes of Consumers’ Long Distance Carriers*, Third Order on Reconsideration and Second Notice of Proposed Rulemaking, 18 FCC Rcd 5099 (rel. March 17, 2003) (“Third Order on Reconsideration”).

² Third Order on Reconsideration ¶ 35.

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Legent's telemarketing providers do not allow the person initiating the call to "drop-off" the line without also disconnecting the three-way call. Upgrading to systems that would allow Legent's telemarketers to "drop-off" once a three-way call is initiated would be prohibitively expensive for a company of Legent's size, and for its telemarketers.

A Declaration signed by Scott White, Manager of Legent, made in support of these statements under Section 1.16 of the Commission's rules is enclosed herewith.

Should you have questions regarding this submission, please contact the undersigned.

Respectfully submitted,

/s/ Cheng-yi Liu

Counsel for Legent Comm LLC

Enclosure

DECLARATION

I, Scott White, certify that I am Manager of Legent Comm LLC (“Legent”), and that I am authorized to make this certification for Legent. Further, I certify that Legent is unable to comply with the “drop off” requirement as set forth in 47 C.F.R. Section 64.1120. Specifically, the technology used by Legent’s telemarketing providers does not allow the person initiating a three-way call to “drop off” the line without disconnecting the three-way call. Upgrading to a system that would allow Legent’s telemarketers to do so would be prohibitively costly for a company of Legent’s size. I hereby certify that to the best of my knowledge and belief, under penalty of perjury, the foregoing statements are true and correct.

Executed on 10/3/2016.
(date)

A handwritten signature in black ink, appearing to read "S. White", written over a horizontal line.

Scott White
Manager
Legent Comm LLC