

February 13, 2019

**BY ELECTRONIC FILING**

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

**RE: Certification of CPNI Filing (December 31, 2018)**  
**EB-Docket No. 06-36**

Dear Ms. Dortch:

In accordance with the Public Notice, DA 06-223, issued by the Enforcement Bureau on January 30, 2006, and as required by 47 C.F.R. Section 64.2009(e), Fundamental Holdings Corp dba Peak Internet hereby files its most recent certification regarding its compliance with the rules of the Federal Communications Commission set forth in 47 C.F.R. Part 64, Subpart U.

If you have any questions, please feel free to contact me at (719) 686-0250.

Sincerely,

  
\_\_\_\_\_  
Jason Baker  
President

Annual 47 C.F.R. § 64.2009(e) CPNI Certification

EB Docket 06-36

Annual 64.2009(e) CPNI Certification for Calendar Year 2018

Date: February 13, 2019

Name of Company covered by this certification: Fundamental Holdings Corp dba Peak Internet

Form 499 Filer ID: 831352

Name of signatory: Jayson Baker

Title of signatory: President

I, Jayson Baker, certify that I am an officer of the company named above, and acting as an agent of the company, that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. *See* 47 C.F.R. § 64.2001 *et seq.*

Attached to this certification, is an accompanying statement explaining how the company's procedures ensure that the company is in compliance with the requirements (including those mandating the adoption of CPNI procedures, training, safeguards, recordkeeping, and supervisory review) set forth in section 64.2001 *et seq.* of the Commission's rules.

The company *has not* taken any actions (proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission against data brokers) against data brokers in the past year.

The company *has not* received customer complaints in the past year concerning the unauthorized release of CPNI.

The company represents and warrants that the above certification is consistent with 47 CFR § 1.17, which requires truthful and accurate statements to the Commission. The company also acknowledges that false statements and misrepresentations to the Commission are punishable under Title 18 of the U.S. Code and may subject it to enforcement action.



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Jayson Baker  
President

Attachment: Accompanying Statement explaining CPNI procedures

## **CPNI Compliance Accompanying Statement**

Fundamental Holdings Corp dba Peak Internet  
P.O. Box 399, Woodland Park CO 80866

Year: 2018

This accompanying statement explains Fundamental Holdings Corp dba Peak Internet's ("Peak Internet") operating procedures ensure that the company is in compliance with the rules governing CPNI as found in Subpart U – Customer Proprietary Network Information – Part 64 of Title 47 of the Code of Federal Regulations.

Peak Internet adheres to all CPNI rules as stated in section 64.2001 – 64.2011 concerning the proper use of our customer's CPNI. Specifically, our notice for use of CPNI approval process meets all requirements as listed in Section 64.2008. To further protect our customers' privacy, we have implemented all safeguards required in Section 64.2009. This includes:

- Because the company offers an extremely limited complement of covered services, it does not utilize subscribers' CPNI to cross-sell covered service categories and does not utilize subscribers' CPNI to formulate or to undertake its marketing programs;
- The training of appropriate personnel as to when they are, and are not, authorized to use CPNI and the documentation of this training;
- The implementation of an express disciplinary process for CPNI violations up to and including termination;
- The establishment of a supervisory review process regarding carrier compliance with the federal CPNI rules for outbound marketing situations;
- The establishment of annual certification by a corporate officer with personal knowledge of Peak Internet's policies and procedures to ensure compliance with the federal CPNI rules; and
- The establishment of procedures for notification of the Commission within 5 business days of any instance where CPNI management mechanisms has not worked properly, to such a degree that consumers' CPNI become subject to unauthorized disclosure, or the company experiences a CPNI data security breach.