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

In the Matter of the   )
Rules   and   Regulations)
Implementing the Telephone)   CG Docket No. 02-278
Consumer Protection Act of)
1991   )

Submission for the Record of Joe Shields on Petition for

Clarification Filed by the P2P Alliance

The petition filed by the P2P Alliance is a sham! Before the Commission goes off on yet another misguided human intervention exception to the TCPA I would like to provide the Commission with evidence that the P2P platform was created to facilitate the exploitation of the FCC's misguided human intervention exemption.

The P2P platform was designed for a click monkey to click on "Send" twice per second. In other words the P2P platform was designed for a perfunctory human to facilitate sending text message calls rapidly and en masse regardless of any prior express consent from the text message call recipients.

Attached are corporate registration forms of a company that Bernie Sanders and Robert O'Rourke used to send text message calls to hundreds of thousands of unwilling recipients. That company is Toskr Inc. which was created for the sole purpose of P2P messaging. This Toskr offers

not only a P2P text message blasting service but also a P2P robocall blasting service. The P2P text message call blasting and robocall blasting are attempts to circumvent the TCPA based on the FCC's human intervention statements. Nowhere in the TCPA is there any an exemption for human intervention.

The petition falsely claims that "…P2P text messaging involves a substantial degree of human intervention and interaction." This statement is an outright lie! The petition also falsely claims that "P2P text messaging precludes the sending of mass texts to multiple people all at once or in rapid succession." That statement is another lie.

As can be seen by the attached the P2P platform was designed for the sending of mass texts with little human intervention. The truth behind the P2P platform is that a volunteer will sit in front of a computer screen or tablet and is required to click on "Send" as fast as they can.

Even if the platform was designed for two way communications, there is no two way communication that ever occurs. The text message blasts are not sent from a personal cell phone. The text message blasts use text message enabled telephone numbers purchased from Inteliquent Inc. a member of the FCC Robocall Task Force.

The text message calls are blasted to lists of purchased cell phone numbers.

I was a victim of the Toskr Inc. text message blasting platform. My spouse received two text messages addressed to me from Beto O'Rourke without her or my prior express consent. When she texted back "who is this" there was no answer. The system at the time was called RelayTXT. It is now called ThruText - see getthru.io/thrutext. The P2P robocall blasting platform is called ThruTalk - see getthru.io/thrutalk.

Toskr Inc. claims that Thrutext texters can send up to 200 text messages per minute. Toskr Inc. claims that Thrutalk is 5X faster than power dialers and 10 times faster than hand dialing. Toskr falsely claims that their P2P platforms are TCPA compliant. All of these claims are documented in the attached including a GetThru Careers page.

As can be seen by the attached evidence the P2P Alliance petition is a sham to get the FCC to create an exemption that will completely eliminate the TCPA as a consumer protection statute. Text messages on everything from telemarketing to surveys to political junk texts will become rampant and add to the tsunami of illegal text messages consumers are buried in. Robocalls using a P2P platform will likewise be unstoppable and in addition to

the billions of illegal robocalls we already get will flood our telecommunications network making it unusable by consumers. The FCC cannot give in to those that seek to destroy the TCPA such as the P2P Alliance. The petitioner is clearly lying to the Commission about how and why the P2P platform was created.

The Commission must not give in to those that seek to destroy the TCPA's protections. The Commission must deny the petition as an outright scam. Clearly the P2P platform is an automatic dialing system under the TCPA and the attached evidence proves that it is.

Respectfully submitted.

_____/s/_____

Joe Shields
Texas Government & Public Relations Spokesperson for
Private Citizen Inc.
16822 Stardale Lane
Friendswood, Texas 77546

Get Thru

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Allow us to re-introduce ourselves.

Relay the company is being reborn as GetThru. Our P2P texting software will be known as ThruText. And our phone calling tool will be called ThruTalk.

If you are a current customer, rest assured: This change will have no impact on your use of our software!

While our name is changing, our tools are not. Your logins, settings, and data will remain exactly the same. When you go to your current Relay URLs, you'll be redirected to a ThruText/ThruTalk URL, which we encourage you to bookmark.

For those interested in why we're making this change, please

read on.

Last year, a company named Relay Networks, which provides customer service software for large businesses, contacted us after someone interested in Relay texting reached out to them by mistake. Relay Networks expressed concern that our use of the name Relay would create confusion in the marketplace, reducing the value of their brand. We made extensive efforts to negotiate with Relay Networks, but they were firm in their position, and we ultimately decided that discretion was the better part of valor.

But while we may not have chosen this path, we've come to view the challenge as an opportunity to better articulate what we do. We think GetThru speaks more directly to the core value proposition of our software, which helps our clients connect with their intended audiences by facilitating real human-to-human conversation. If "Relay" references the how of our software — messages being relayed from an organization, through its staff or volunteers, to the intended audience — GetThru suggests the what, which is more central to our mission, and yours.

In addition, our company has evolved since we launched our P2P texting platform more than two years ago. Most notably, we added a phone calling tool last year for large scale 1-to-1 calling to cell phones and landlines. Our new name structure makes it clearer that we are a company that operates multiple products, and is more conducive to adding additional tools if we decide to.

Like any change, our new name will take some getting used to. But please know that, whatever you call us, we remain firmly committed to providing top-of-the-line software and super responsive support for all of your texting and calling needs!
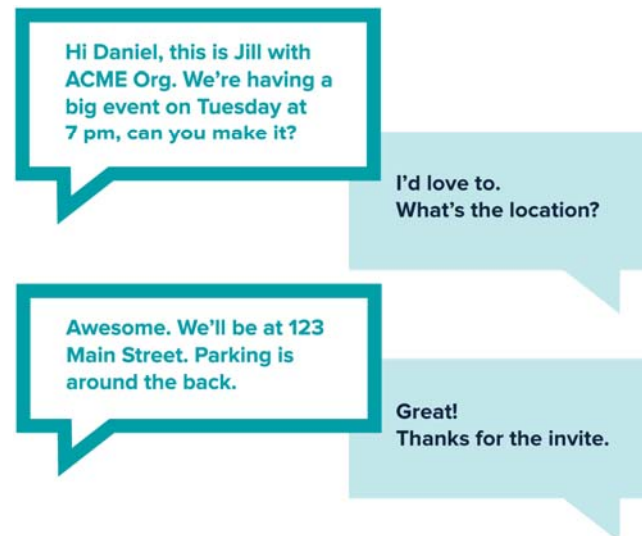
ThruText

ThruTalk

About Us

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Get Started

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Get Thru

ThruText   ThruTalk   About Us   Get Started

Thrutext

Don't just send a text, start a conversation.

ThruText lets you have thousands of real text-message conversations through a powerful, centralized and trackable system.

> Hi Daniel, this is Jill with ACME Org. We're having a big event on Tuesday at 7 pm, can you make it?
>
> I'd love to. What's the location?
>
> Awesome. We'll be at 123 Main Street. Parking is around the back.
>
> Great! Thanks for the invite.

HOW IT WORKS

Upload Your List.

All you need is the name and phone
number of recipients to get
started. We'll detect and scrub
out landlines automatically.

Write a Message.

You can add recipient name or
any other custom field. Think
mail merge for text message.

Assign Senders.

Divide the conversations among
as many texters as you want.
Senders can "self-assign" more
messages after they finish their
initial batch.

Have Conversations.

Once texters send their initial messages, they can have a back-and-forth with anyone who replies.

Track Responses.

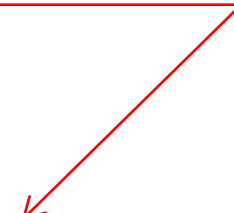Texters collect data as they go based on survey questions you provide.

WHY THRUTEXT

over 200 messages per minute!

Fast.

ThruText's admin tools are lightning fast, and texters can send over 200 messages per minute.

Flexible.

Our customizable data collection, advanced targeting options, and robust quality control tools help you text with precision and care.

Reliable.

ThruText has unparalleled uptime, and our friendly support team is available seven-days-a-week if you need help.

VAN Integration.

Our robust 2-way VAN integration lets users import VAN lists and sync data collected in ThruText back to VAN.

Mission Aligned.

Our roots are in progressive politics, and we care deeply about our clients, their contacts, and the long-term sustainability of P2P texting.

PRICING PLANS

GetThru offers 3 simple pricing plans to match the different ways our clients text. All plans are pay-as-you-go, with no minimums and no long-term commitments.

PER MESSAGE

$.08
/message

Per message fees are charged
on all outgoing messages

_____

Per message pricing is not
available for educational
institutions

PER CONTACT
(monthly)

$.25
/messaged contact

Send unlimited messages to a
shifting number of contacts

_____

A messaged contact is any
contact who received a
message in a given month

PER CONTACT
(annual)

$1.50
/contact per yr.

Send unlimited messages to a
consistent number of contacts

_____

Annual plans are only available
via prepayment

All plans have a one-time setup fee, and include unlimited GetThru user licenses and unlimited technical and strategic support.

TESTIMONIALS

ThruText

ThruTalk

About Us

Jobs

Get Started

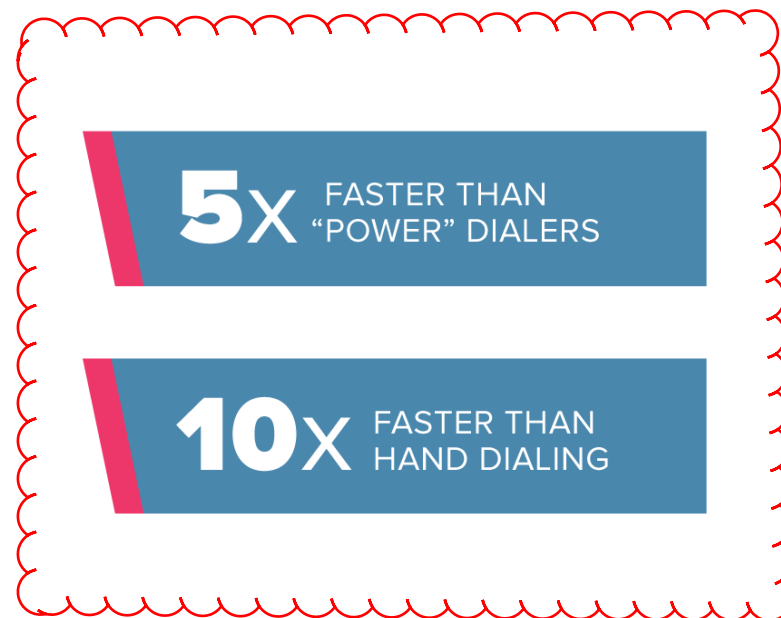All site content copyright ©2019 GetThru. All rights reserved.

Get Thru

ThruText   **ThruTalk**   About Us   Get Started

Thrutalk

Call cell phones.
Fast.

More than 55% of Americans only have a cell phone.
ThruTalk can help you reach them with unparalleled
speed and precision.* Created by seasoned organizers
specifically for political campaigns and advocacy
groups, ThruTalk has been used by more than 150
organizations to make over 40 million phone calls.

Don't worry, we can call landlines too!

5X FASTER THAN "POWER" DIALERS

10X FASTER THAN HAND DIALING

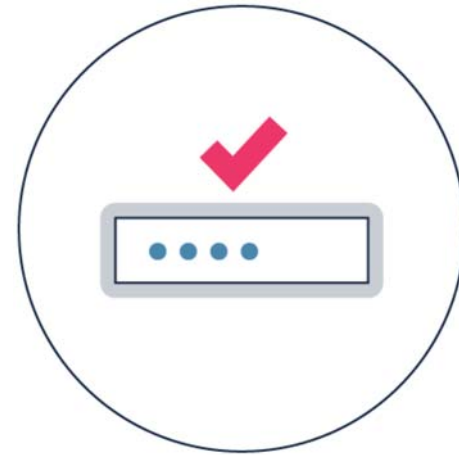This is clearly "automated" dialing

HOW IT WORKS

Upload Your List.

No need to separate cell phones and landlines—we can handle any number you send us.
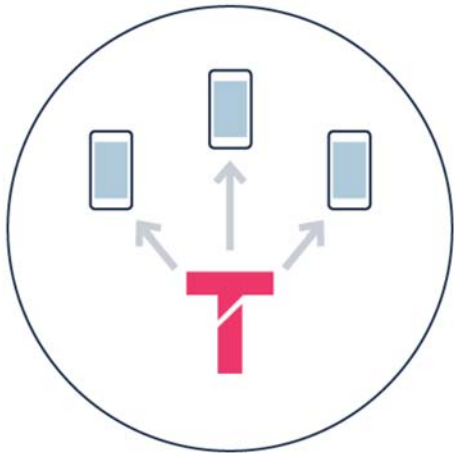
Create your Script.

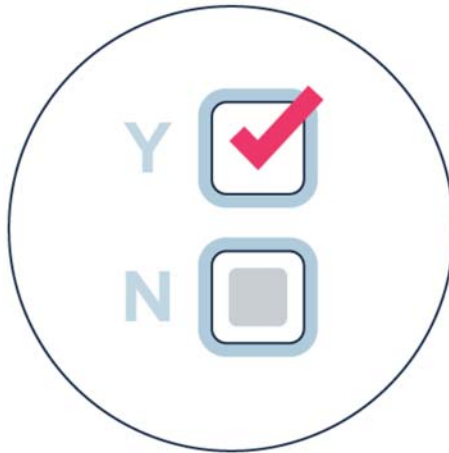Drag and drop questions to create a script using custom variables from your target data.

Callers Log In.

Once callers log in, they'll continue to get connected to calls until they log out.

We Connect Your Calls.

We screen out disconnects,

Track Responses.

Callers track responses within

answering machines, and hangups, so callers spend their time in actual conversations.

the script as they go based on survey questions you create.

WHY THRUTALK

Fast.

ThruTalk is the fastest way to call cell phones at scale.

Flexible.

ThruTalk works on all devices (desktops, laptops, tablets).

Responsive.

We provide real time analytics dashboards and LiveChat support 7 days a week.

VAN Sync.

Automatic VAN sync of canvass results and survey questions.

Instant Followup.

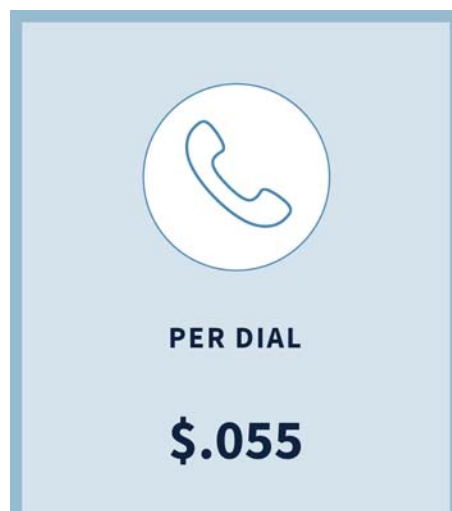Follow up with voters via text or email directly from the script.

TCPA Compliant.

Our technology adheres strictly to the Telephone Consumer Protection Act regulations around calling cell phones.

This is a blatant lie!

PRICING PLANS

All GetThru plans are pay-as-you-go, with no minimums, no commitments and no hidden fees.

PER DIAL

$.055

/dial

Bulk discounts beginning at
100,000 dials

_____

Per dial pricing includes all
attempted phone numbers
regardless of outcome,
including live connects,
answering machines,
disconnected numbers, and
busy signals

All plans have a one-time $100 setup fee, and include unlimited GetThru user licenses and unlimited technical and strategic support.

TESTIMONIALS

ThruText

ThruTalk

About Us

Jobs

Get Started

Get Thru

Careers

Dialer Monitor (Remote)

Preferable Location: United States | Part time
Apply Now

The Position

GetThru is hiring Dialer Monitors to help administer the backend of the ThruTalk calling platform. This is a part-time, hourly position. Dialer Monitors typically work 2-hour shifts to provide coverage while the dialing service is open for calls. The Dialer has variable hours, but can be open from 10 am Eastern to 9 pm Pacific, 7 days a week. Candidates must be able to work at least 2-weekday shifts and 2-weekend shifts.

Responsibilities

The Dialer Monitor job is done from home. To do the job, you need access to reliable internet, a laptop or a computer, and a mouse. It helps to be tech savvy so you can get into our tools quickly.

During a shift, a number will show on the screen and you need to click it within a half second. Often there a long list of numbers that need to all be clicked in as quick as possible. It is important to be exactly on time so switching shifts goes smoothly and no clicks are missed. You cannot move away from your computer during the shift. It can be a bit intense to click for long periods of time.

Ideal Candidates

- Experience with ThruTalk, administering a dialer, or participating in a calling program
- A demonstrated interest and/or involvement in progressive politics
- Experience or openness to working remotely
- Ability to work non-traditional hours that increase around key peak election cycle dates

While experience matters, we also believe that most skills can be learned, and we care as much about work ethic, creativity, determination, and cultural fit.

Location

This is a remote position. You can work from anywhere in the US as long as you are available for your shifts during US hours, have excellent internet, and the work gets done.

Compensation

$15 / hour

Paid sick leave

About GetThru

GetThru operates a peer-to-peer text messaging platform (ThruText) and telephone dialing tool (ThruTalk) that political campaigns and other organizations use for large scale 1-to-1 communication. GetThru has worked with more than 1,000 clients who have sent over 180 million text messages and made more than 40 million dials through our tools. GetThru was launched in 2016 by veterans of the Bernie Sanders distributed organizing team to improve on the tools we used running voter contact programs, and we're most excited about helping progressive politicians and organizations. We also believe in building a sustainable business, so we are actively expanding into other markets that could benefit from this technology, including working with more than 50 educational institutions. We have been profitable from day one without VC funding.

About Our Team

ThruTalk has its roots in the Bernie Sanders campaign, where our founding team ran the "Bernie Dialer" that made over 75 million dials during the 2016 primary. We built ThruTalk to improve on the tools we used running Bernie Dialer, and our core business is working with progressive politicians and organizations.

Equal Opportunity

GetThru provides equal employment opportunities to all employees and applicants for employment without regard to race, color, religion, sex, sexual orientation, national origin, age, disability, or genetics. As our company grows, we strive to make space for all kinds of people to do amazing work with us. We especially encourage applications from women, people of color, LGBTQ+ people, people with disabilities, immigrants, and other communities underrepresented in technology startups. We believe that a team with a wide range of backgrounds and experiences will be more creative, more adaptable, and more effective. And we strive to build a team that reflects the communities we are working to support.

How to Apply

Please submit the application form with a cover letter that explains why you want to work for ThruTalk. Tell us why field and calling are important to you, what experiences make you a good fit, and why you are excited about this job in particular.

Submit Your Application

You have successfully applied

- You have errors in applying

Browse... No file selected. Apply With Resume *

First Name *
Middle Name
Last Name *
Email *
Mobile
Phone

This is a 100% telecommuting position. The following questions are concerning your working location and details:

City *
Are you legally authorized to work in the United States? * ○ Yes ○ No ○ Other
If 'other' please explain:
Do you have access to reliable internet, a laptop or a computer, and a mouse? * ○ Yes ○ No ○ Other

Please summarize your experience working remotely. *
Do you have any prior commitments that will extend beyond 2 weeks from an accepted offer? *

Please upload your cover letter or introductory note and any other links or portfolio items that may be useful.

Cover Letter *
 Attach a file < 2 MB
Browse... No file selected.
Additional Files
 Attach a file < 15 MB
Browse... No file selected.
Web Links (linkedin, etc)
How did you learn about the job?

Availability - I am generally available for shifts during these windows of time (Eastern Time)

Week Days (Mon-Fri)

☐ 10 AM - 2 PM Weekdays
☐ 2 PM - 6 PM Weekdays
☐ 6 PM - 8 PM Weekdays
☐ 8 PM - 12 AM Weekdays

Weekends (Sat-Sun)

☐ 10 AM - 2 PM Weekends
☐ 2 PM - 6 PM Weekends
☐ 6 PM - 8 PM Weekends
☐ 8 PM - 12 AM Weekends

☐ I'm not a robot

reCAPTCHA
Privacy - Terms

Submit Application

Form 301 Secretary of State P.O. Box 13697 Austin, TX 78711-3697 FAX: 512/463-5709 Filing Fee: $750	**Application for Registration of a Foreign For-Profit Corporation**	**Filed in the Office of the Secretary of State of Texas Filing #: 803305832 04/30/2019 Document #: 885573590002 Image Generated Electronically for Web Filing**

1. The entity is a foreign for-profit corporation. The name of the entity is :

TOSKR, Inc.

2A. The name of the corporation in its jurisdiction of formation does not contain the word "corporation," "company," "incorporated," or "limited" (or an abbreviation thereof). The name of the corporation with the word or abbreviation which it elects to add for use in Texas is:

2B. If the corporate name is not available in Texas, then set forth the name under which the corporation will qualify and transact business in Texas:

3. Its federal employer identification number is: **813561798**
☐ Federal employer identification number is not available at this time.

4. It is incorporated under the laws of: **DELAWARE, USA** and the date of its formation in that jurisdiction is:
8/16/2016

5. As of the date of filing, the undersigned certifies that the foreign corporation currently exists as a valid corporation under the laws of the jurisdiction of its formation.

6. The purpose or purposes of the corporation that it proposes to pursue in the transaction of business in Texas are set forth below. The entity also certifies that it is authorized to pursue such stated purpose or purposes in the state or country under which it is organized.
Peer-to-Peer Text Messaging / Software-as-a-Service

7. The date on which the foreign entity intends to transact business in Texas, or the date on which the foreign entity first transacted business in Texas is: **04/15/2019**

8. The principal office address of the corporation is:
1330 Broadway 3rd Floor, Oakland, CA, USA 94612

☑ 9A. The initial registered agent is an organization by the name of:
Paracorp Incorporated
☐ 9B. The initial registered agent is an individual resident of the state whose name is:

☐ 9C. The business address of the registered agent and the registered office address is:
3610-2 N Josey Lane #223   Carrollton TX 75007

Consent of Registered Agent

☐ A. A copy of the consent of registered agent is attached.

OR

☑ B. The consent of the registered agent is maintained by the entity.

10. The corporation hereby appoints the Secretary of State of Texas as its agent for service of process under the circumstances set forth in section 5.251 of the Texas Business Organizations Code.

11. The name and address of each person on the board of directors is:

Director 1: **Daniel   Souweine**

Address: **1330 Broadway 3rd Floor   Oakland CA, USA 94612**

Supplemental Provisions / Information

[The attached addendum, if any, is incorporated herein by reference.]

Effectiveness of Filing

☑ A. This document becomes effective when the document is filed by the secretary of state.

OR

☐ B. This document becomes effective at a later date, which is not more than ninety (90) days from the date of its signing. The delayed effective date is:

Execution

The undersigned affirms that the person designated as registered agent has consented to the appointment. The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized under the provisions of law governing the entity to execute the filing instrument.

Date: **April 30, 2019**   **Daniel Souweine, President & CEO**

Signature and title of authorized person on behalf of the foreign entity

FILING OFFICE COPY