

**Annual 47 C.F.R. § 64.2009(e) CPNI Certification for 2014**

**EB Docket 06-36**

Annual 47 C.F.R. §64.2009(e) CPNI Certification for 2015 covering the prior calendar year (2014)

Date filed: March 2, 2015

Name of company covered by this certification: Charter Communications, Inc.

Form 499 Filer IDs: 821400, 822294, 823418, 823420, 823422, 823746, 823750, 823754, 823760, 823764, 823774, 823776, 823806, 823854, 823856, 823858, 823864, 823998, 824000, 824006, 824016, 824018, 824020, 824026, 824704, 827517, 829598, 829599, 829600, 829601, 829602, 829603, 829604, 829605, 829606, 829607, 829608, 829609, 829610, 829611, 829612, 829613, 829614, 829615, 829616, 829617, 829618, 829619, 829620, 829621, 829622, 829623, 824408, 829874, 829876, 829877, 829925, and 830063.

Name of signatory: Rocky B. Boler

Title of signatory: Senior Vice President

I, Rocky Boler, 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 Charter Carrier Entities<sup>1</sup> have established operating procedures that are adequate to ensure compliance with the requirements of 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, recordkeeping, and supervisory review) set forth in section 64.2001 *et seq.* of the Commission's rules.

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

For the time period beginning January 1, 2014 and continuing through and including December 31, 2014, the company received nine (9) customer complaints concerning the unauthorized release of CPNI. See attached accompanying statement.

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<sup>1</sup> As used in this Certification, the term "Charter Carrier Entities" shall mean any of Charter Communications, Inc.'s wholly-owned direct or indirect domestic subsidiaries that are subject to the requirements of the FCC's CPNI rules. *See* 47 C.F.R. §§ 9.3, 64.2003(o). The Form 499 Filer IDs of these entities are listed above.

The company represents and warrants that the above certification is consistent with 47 C.F.R. § 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.

By: Charter Communications, Inc.

Signed: 

**Attachments:** Accompanying statement explaining CPNI procedures  
Summary of customer complaints

**STATEMENT CONCERNING PROCEDURES  
ENSURING COMPLIANCE WITH CPNI REGULATIONS  
AND REPORT ON UNAUTHORIZED DISCLOSURE OF CPNI/PRETEXTING**

The Charter Carrier Entities, as defined above, have implemented internal operating procedures and practices designed to ensure that the Charter Carrier Entities comply with the FCC's rules at 47 C.F.R. § 64.2001, *et seq.*, governing the use and disclosure of CPNI. Following is a brief explanation of the procedures the Charter Carrier Entities employ, the actions taken against pretexters during the previous year and a summary of customer complaints:

1. As to the use of CPNI for marketing purposes, the Charter Carrier Entities do not use CPNI for the purpose of marketing service offerings among the different categories of service that the Charter Carrier Entities provide to subscribers. The Charter Carrier Entities do, however, use CPNI to market service offerings within the same category of service to which the customer already subscribes. The Charter Carrier Entities do not disclose CPNI to any joint venture partners or independent contractors for marketing purposes.

2. Except as described in paragraph (3) below, the Charter Carrier Entities will only release or disclose CPNI to a third party with the customer's written consent or pursuant to a valid request from law enforcement, the federal judiciary or other appropriate authority. For example, without the customer's written consent, customer information will only be disclosed after the requesting party demonstrates that the request is made pursuant to a valid subpoena, court order, search warrant or other legally authorized request.

3. The Charter Carrier Entities will only release CPNI to third party vendors pursuant to a written agreement containing the appropriate restrictions regarding the confidentiality and safeguarding of customer information, and then only for the limited purpose of initiating, rendering, billing and/or collecting for services rendered to the subscribers of the Charter Carrier Entities.

4. The customer service representatives (“CSRs”) of the Charter Carrier Entities do not discuss call detail information over the phone unless: (1) the customer is able to provide the relevant call detail information to the CSR without the CSR’s assistance; (2) the customer provides a customer-initiated password that was established without using account information or readily available biographical information; or (3) the CSR calls the customer at the telephone number of record.

5. The Charter Carrier Entities do not provide online access to any CPNI until the customer requesting such access provides a password that has been established by the customer without the use of readily available biographical information or account information.

6. The Charter Carrier Entities do not disclose CPNI to a customer at a retail location until the customer presents a valid photo ID matching the relevant information within the customer’s account records.

7. The Charter Carrier Entities employ a variety of internal and external operating procedures to ensure compliance with CPNI regulations. Such procedures include:

A) The publication of a subscriber privacy policy and CPNI-specific privacy policy on the Charter Communications website and circulation of that policy within the Charter Carrier Entities.

B) Regular recurring training programs for employees, agents and contractors concerning federal, state and local legal requirements governing the use and disclosure of personally identifiable information, including CPNI.

C) The administration of an employee disciplinary program used to ensure compliance with internal procedures. Such program includes a variety of different penalties for the violation of internal privacy procedures, including the termination of employment where appropriate.

D) The use of a system that establishes each subscriber's individual privacy preferences at the initiation of service and allows for changes to those preferences as validly requested by the subscriber. This system enables the Charter Carrier Entities to determine the status of a customer's CPNI approval prior to the use of CPNI.

E) Physical and software based security systems limiting employee access to subscriber information in paper or electronic form, including CPNI.

F) The maintenance of records of those occasions when CPNI is released to third parties (such release occurring only as described in paragraphs (2) and (3) above) and the maintenance of records of sales and marketing campaigns that use the Charter Carrier Entities' subscriber CPNI. Such records are retained for at least one year.

G) Written notice to the FCC within five business days of those instances where opt-out mechanisms do not work properly, to such a degree that consumers' inability to opt-out is more than an anomaly.

8. As required by 47 C.F.R. § 64.2010(f), the Charter Carrier Entities also maintain a system that notifies customers whenever a password, customer response to a back-up means of authentication for lost or forgotten passwords, online account, or address of record is created or changed (except when the customer initiates service). In February 2015, the Charter Carrier Entities identified two coding errors relating to notification as described below. The Charter Carrier Entities fully addressed and corrected both of these issues in February 2015, and to the best of their knowledge at this time these issues these did not result in a breach, as that term is defined in 47 C.F.R. § 64.2011(e); and the company is currently conducting a thorough investigation to ensure the security of the potentially affected accounts.

A) First, during 2014, the Charter Carrier Entities modified the coding of their password system to require stronger passwords and to disallow the repeated use of the same

password. The recoding, however, inadvertently deactivated one parameter of the notification system. This error resulted in some number of customers not receiving notifications if they changed a password but made no other changes to their account.<sup>2</sup> The Charter Carrier Entities have addressed and remediated this issue, and password-change notices are now being provided.

B) Second, the Charter Carrier Entities created a “microsite” in 2014 to allow customers in Montana, Colorado and Wyoming to access their accounts online. In February 2015, it was discovered that a coding glitch in the microsite did not provide a notification of updated security questions or answers to customers who either established a new identity or those who had a “Bresnan.net” email address. The Charter Carrier Entities have addressed and remediated this issue, and the microsite now provides such notifications.

9. The Charter Carrier Entities did not take any action (*i.e.*, proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission) against data brokers in 2014. Moreover, the Charter Carrier Entities have no information to report with respect to the processes pretexters are using to attempt to access CPNI, and what steps other carriers are taking to protect CPNI.

10. For the period beginning January 1, 2014 and continuing through and including December 31, 2014, Charter received nine (9) complaints from customers concerning the unauthorized release of CPNI, as summarized below:

<b>CPNI COMPLAINTS</b>	<b>2014</b>
<b>Unauthorized Access by Employees</b>	
• Total Complaints Received	0
• Valid Complaints	0

<sup>2</sup> Unless the password was changed twice in a 24 hour period.

<b>Improper Disclosure to Unauthorized Parties</b>	
• Total Complaints Received	9
• Valid Complaints	7
<b>Improper Access to On-Line Information by Unauthorized Parties</b>	
• Total Complaints Received	0
• Valid Complaints	0
<b>Actions Taken Against Pretexters</b>	
• Court Actions	0
• State Commission Actions	0
• FCC Actions	0