



May 26, 2016

**Ex Parte**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, NW  
Washington, DC 20554

**Re: Telephone Number Portability, et al., CC Docket No. 95-116, WC Docket Nos. 07-149 & 09-109**

Dear Ms. Dortch:

I write to respond to the March 17, 2016 letter from Neustar, Inc. In its letter, Neustar acknowledges that the North American Portability Management (“NAPM”) LLC has directed it to transfer all of the data in the NPAC production databases to Telcordia beginning with the Southeast Region, which is to be transferred on June 1, 2016. Neustar expresses concern, however, that sharing data could somehow violate its neutrality obligations.

This concern is meritless. Sharing the data with Telcordia would not in any way affect Neustar’s compliance with the Commission’s neutrality regulation, which prohibits Neustar from having certain affiliations with a telecommunications services provider or from being subject to undue influence by an entity with an interest in numbering administration. *See* 47 C.F.R. § 52.12(a)(1). Moreover complying with its obligations to assist in the transition does not violate Neustar’s Code of Conduct. The only provision of the Code of Conduct that prohibits the sharing of data is Paragraph 4, which prohibits Neustar from sharing certain confidential information with “employees of any telecommunications service provider.” But Telcordia is not a telecommunications service provider and therefore does not fall under this prohibition.

Moreover, there are already adequate safeguards in place to ensure that Telcordia handles any data exchanged during the transition in a confidential, secure, and neutral manner. Telcordia has entered into a nondisclosure agreement with the NAPM to facilitate the exchange of data in the transition process. The NDA requires Telcordia to keep covered data secure and confidential, and it prohibits Telcordia from using the data for any purpose other than the transition. It also specifically prohibits Telcordia from sharing the data with employees of Ericsson or with any other party whose receipt of the data would cause Telcordia to violate the neutrality requirements that will apply while it is providing local number portability administration (“LNPA”) services. In addition, none of the people involved in the transition (or on the LNPA project, for that matter) are dual employees with Ericsson, and the data will be stored on dedicated servers at a facility that is isolated from Ericsson. Thus, Telcordia has essentially implemented the provisions of its Code of Conduct that have any bearing on its handling of transition-related data. And of course, once the Master Services Agreement

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(“MSA”) is executed, the confidentiality provisions of the MSA will also fully protect the confidentiality of this data.

In addition, Telcordia is taking appropriate security measures for handling the data. Telcordia employs multiple layers of security controls, providing a defense in-depth architecture meeting industry requirements and aligned to NIST 800 standards and the Cyber Security Framework, for the protection of confidential and highly confidential data surrounding its confidentiality, integrity, and availability. Industry data will be securely transmitted, stored in a secure data center with continuous monitoring, and accessed only by vetted Telcordia staff (which does not include any Ericsson employees). Telcordia has diligently evaluated its systems and is confident that it can adequately protect the security and confidentiality of the user data that would be transmitted from the incumbent for use in transition development and testing.

It is critical that Neustar provide the enhanced bulk data download (“EBDD”) for the Southeast Region on June 1, 2016, as long planned and as directed by the NAPM, in order to continue to move forward with the transition. Telcordia trusts that Neustar will comply with its obligation to cooperate with the transition by providing the data on that date, which does not in any way affect its neutrality obligations.

Respectfully submitted,



John T. Nakahata  
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cc: Diane Cornell  
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