

August 10, 2005

**VIA ELECTRONIC FILING**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
The Portals  
445 12th Street, S.W.  
Washington, D.C. 20554

RE: Subscriber Notification and Acknowledgement Status and Compliance Report of Broadvox, Ltd.  
**WC Docket No. 05-196**

Dear Ms. Dortch:

Broadvox, Ltd. ("Broadvox"), through its undersigned counsel and in response to the Commission's VoIP E911 Order ("Order") and the Public Notice issued by the Enforcement Bureau on July 26, 2005 ("Public Notice"), submits this report to advise the Commission of the status of Broadvox's efforts to comply with Commission Rule 9.5(e).

By way of background, Broadvox is a VoIP network provider which offers service to a variety of wholesale and retail business and residential customers in locations throughout the United States. As requested in the Public Notice, Broadvox responds to the following questions set out in the Public Notice:

**1) A detailed description of all actions the provider has taken to specifically advise every subscriber, prominently and in plain language, of the circumstances under which E911 service may not be available through the interconnected VoIP service and/or may be in some way limited by comparison to traditional E911 service. This information should include, but is not limited to, relevant dates and methods of contact with subscribers.**

Beginning on July 26, 2005, Broadvox sent notification by E-Mail to every one of its customers of record informing them of an important E-911 disclosure. The E-Mail directs Broadvox customers to go to the Company's website to review the E911 disclosure. Broadvox also sent additional follow up E-Mail notifications to each of its existing customers on each of the two following days. Broadvox also instituted on July 26 a web-based program that prevents existing customers from accessing their on-line accounts until they have reviewed the E911 disclosures and submitted an affirmative acknowledgment.

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With respect to new customers, as part of the Broadvox subscription process, as of July 26, 2005, Broadvox requires that subscribers review detailed E911 disclosures and type "ACCEPT" next to the E911 acceptance box. Broadvox has also created and made available on its website a simplified explanation to which VoIP customers can refer in order to better understand the limitations of Broadvox's E911 service.

**2) A quantification of how many of the provider's subscribers, on a percentage basis, have submitted an affirmative acknowledgement, as of the date of the report, and an estimation of the percentage of subscribers from whom they do not expect to receive an acknowledgement by August 29, 2005.**

As of August 9, 2005, Broadvox has obtained affirmative acknowledgement from approximately 86% of its subscriber base. Broadvox cannot predict with precision what its final response rate will be by August 29, 2005.

**3) A detailed description of whether and how the provider has distributed to all subscribers warning stickers or other appropriate labels warning subscribers if E911 service may be limited or not available and instructing the subscriber to place them on and/or near the customer premises equipment used in connection with the interconnected VoIP service. This information should include, but is not limited to, relevant dates and methods of contact with subscribers (i.e., e-mail, U.S. mail).**

Beginning on July 28, 2005, Broadvox mailed warning labels to its existing subscribers upon receipt of their affirmative acknowledgements, along with instructions advising the subscribers to place labels on or near their VoIP service telephones. Beginning on July 26, 2005, Broadvox also distributed labels to all new subscribers by including those labels with the customer premises equipment provided to those new subscribers in connection with the initiation of service. As of the date of this letter, Broadvox has distributed labels to all of its subscribers by First Class U.S. Mail.

**4) A quantification of how many subscribers, on a percentage basis, to whom the provider did not send the advisory described in [Question 1] and/or to whom the provider did not send warning stickers or other appropriate label as identified in [Question 3].**

Broadvox has sent advisories and warning labels to all of its subscribers.

**5) A detailed description of any and all actions the provider plans on taking towards any of its subscribers that do not affirmatively acknowledge having received and understood the advisory, including, but not limited to, disconnecting the subscriber's VoIP service with the Company no later than August 30, 2005.**

Broadvox is continuing its campaign to contact and obtain affirmative acknowledgment from all of its subscribers. Broadvox expects to send additional rounds of E-Mail notification. Broadvox also intends to send a voice-mail message to all non-responsive customers on or about August 22, 2005.

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For those customers that still have not provided affirmative acknowledgement, on August 30, 2005, Broadvox currently plans to restrict the ability of those customers to use their Broadvox service. Specifically, Broadvox will suspend all accounts such that outbound calls will result in message playback to the user that the customer's account has been suspended. In order to resume VoIP service, Customers must first visit the on-line user portal and provide affirmative acknowledgement of their receipt and understanding of the limitations of our 911 Service. Inbound callers to the subscriber will be routed to a message instructing all inbound callers that the service is temporarily unavailable.

**6) A detailed description of how the provider is currently maintaining any acknowledgements received from its subscribers.**

Affirmative acknowledgements are received electronically (either by new subscribers through the subscription process, or by existing subscribers who visit the web-page in response to e-mail notice) and are being tracked in a database where Broadvox captures the customer's digital signature via authenticated access to the 911 service limitation disclosure information. Broadvox's tracking process records both the time and date that a customer submitted an affirmative acknowledgement, as well as the digital path through which that acknowledgment was collected.

**7) The name, title, address, phone number, and e-mail address of the person(s) responsible for the Company's compliance efforts with the VoIP E911 Order.**

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Respectfully submitted,

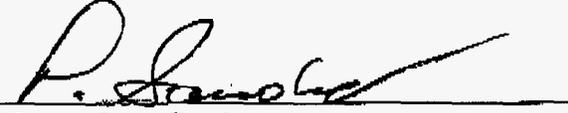


Russell M. Blau  
Edward S. Quill, Jr.

Counsel for Broadvox, Ltd.

## VERIFICATION

I, Peter Sandrev, state that I am President, Hosted Services Operations of Broadvox, Ltd.; that I am authorized to submit this report on behalf of Broadvox, Ltd.; that the foregoing filing was prepared under my direction and supervision; and I declare under penalty of perjury that this report is true and correct to the best of my knowledge, information, and belief.

A handwritten signature in black ink, appearing to read 'P. Sandrev', is written over a horizontal line.

Name: Peter Sandrev

Title: Director Regulatory Affairs  
Broadvox, Ltd.