

September 1, 2005

VIA ELECTRONIC FILING

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

Re: **Subscriber Acknowledgement Report (September 1, 2005)
Constant Touch Communications, LLC; WC Docket No. 05-196**

Dear Ms. Dortch:

Constant Touch Communications, LLC (“Constant Touch”), through its undersigned counsel and in response to the Public Notice issued by the Enforcement Bureau (“Bureau”) on August 26, 2005 (“Public Notice”), submits this Subscriber Acknowledgement Report (“Report”) to advise the Commission of the status of Constant Touch’s efforts to comply with Commission Rule 9.5(e). Constant Touch previously filed a Subscriber Acknowledgement Report on August 10, 2005 in response to the Bureau’s July 26, 2005 Public Notice (“August 10 Report”).

As requested in the Public Notice, Constant Touch responds to the following questions set out in the Public Notice:

- 1) **A detailed explanation regarding current compliance with the notice and warning sticker requirements if the provider did not notify and issue warning stickers or labels to 100% of its subscribers by the July 29, 2005 deadline. Providers expected to update this information include those that were in the process of providing notice and/or stickers to their subscribers, but had not completed the process by July 29, 2005.**

As previously described in response to Question 4 of Constant Touch’s August 10 Report, Constant Touch sent advisories and warning labels to all of its subscribers.

- 2) **A quantification of the percentage of the provider’s subscribers that have submitted affirmative acknowledgements as of the date of the September 1 and September 22 reports, and an estimation of the percentage of subscribers from whom the provider does not expect to receive an acknowledgement by September 28, 2005.**

As of August 29, 2005, Constant Touch has obtained affirmative acknowledgement from approximately 95% of its subscriber base. Constant Touch cannot predict with certainty what its final response rate will be, but estimates that 5% of its customers will still not have provided affirmative acknowledgement by September 28, 2005.

3) A detailed description of any and all actions the provider plans to take towards any of its subscribers that do not affirmatively acknowledge having received and understood the advisory.

As previously described in response to Question 5 of Constant Touch's August 10 Report, Constant Touch is continuing its campaign to contact and obtain affirmative acknowledgement from all of its subscribers. Constant Touch continues to send out notices by postal mail, e-mail, website posting, fax, and telephone to subscribers who have not yet submitted an affirmative acknowledgment.

4) A detailed description of any and all plans to use a "soft" or "warm" disconnect (or similar) procedure for subscribers that fail to provide an affirmative acknowledgement by September 28, 2005.

Constant Touch plans to implement a "soft" disconnect procedure for those customers that have not provided affirmative acknowledgement by September 28, 2005. The "soft" disconnect will allow customers to place 911 calls, but prevents the initiation of all other types of outbound calls. If the customer attempts to place an outbound call other than to 911, the call is routed to Constant Touch's Customer Service where the customer will be informed that they must provide affirmative acknowledgement in order to restore the full outbound calling functionality of their VoIP service. Customers will be instructed to complete the affirmative acknowledgement form on the Company's website in order to have their outbound calling service fully restored.

Respectfully submitted,



Russell M. Blau

Danielle C. Burt

Counsel for Constant Touch Communications, LLC

cc: Byron McCoy (FCC)
Kathy Berthot (FCC)
Janice Myles (FCC)
Best Copy and Printing, Inc.

I, Carl Maybin, state that I am President and CEO, of Constant Touch Communications, LLC; that I am authorized to submit the forgoing *Subscriber Acknowledgement Report* (“*Report*”) on behalf of Constant Touch Communications, LLC that the *Report* was prepared under my direction and supervision; and I declare under penalty of perjury that the *Report* is true and correct to the best of my knowledge, information, and belief.

A handwritten signature in black ink that reads "Carl A. Maybin". The signature is written in a cursive style with a horizontal line underneath it.

Name: Carl Maybin

Title: President and CEO

Constant Touch Communications, LLC