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FILING VIA ECFS

September 22, 2005

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
Room TW B-204
445 12th Street, S.W.
Washington, DC 20554

Re: *In the Matter of E911 Requirements for IP-Enabled Service Providers*,
WC Docket No. 05-196 – **Subscriber Notification Report**

Dear Ms. Dortch:

In its recent Public Notice¹ the Enforcement Bureau of the Federal Communications Commission (“FCC” or “Commission”) observed that providers of interconnected voice over Internet protocol (“VoIP”) service have certain obligations to fulfill according to the Commission’s *VoIP E911 Order*.² Among those obligations are advising customers in plain language of circumstances under which E911 service may not be available or may be limited in comparison with traditional E911 service; obtaining and maintaining records of affirmative acknowledgements by customers that they have received and understood the provider’s E911 advisory; and distributing stickers or other appropriate labels warning subscribers if E911 service may be limited or not available, with instructions to the customer that the labels be placed on or near the equipment used in conjunction with the interconnected VoIP service. The Public Notice stated that these obligations all needed to be accomplished by July 29, 2005.

The July 26th Public Notice further states that the Enforcement Bureau will not initiate enforcement actions if an interconnected VoIP provider does not have all of its customer acknowledgements back by July 29th, and will not demand customer disconnections as of that

¹ *Enforcement Bureau Provides Guidance to Interconnected Voice Over Internet Protocol Service Providers Concerning the July 29, 2005 Subscriber Notification Deadlines*, WC Docket Nos. 04-36, 05-196, Public Notice, DA 05-2085 (rel. July 26, 2005).

² *In the Matters of IP-Enabled Services; E911 Requirements for IP-Enabled Service Providers*, WC Docket Nos. 04-36, 05-196, First Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd 10245 (2005) (“*VoIP E911 Order*”), *appeals pending sub nom.*, *Nuvio Corporation v. FCC*, No. 05-1248 (D.C. Cir. *pet. for rev. filed* July 11, 2005).

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date, if interconnected VoIP providers not having all customer acknowledgements back as of that date file a report with the Commission providing certain information. The purpose of this communication is to submit that information. Enclosed with this correspondence is a "Subscriber Notification and Acknowledgement Status and Compliance Report." Should the Commission have any questions regarding its content, please contact me at the above-indicated contact information.

Sincerely,

/s/ Cronan O'Connell

Enclosure

cc: B. McCoy – FCC (byron.mccoy@fcc.gov)
K. Berthot – FCC (kathy.berthot@fcc.gov)
J. Myles – FCC (janice.myles@fcc.gov)
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Subscriber Notification and Acknowledgement Status and Compliance Report

- **A quantification of the percentage of the provider's subscribers that have submitted affirmative acknowledgments 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 September 20, 2005, Qwest has received affirmative acknowledgments from 100% of its active business and consumer VoIP customers.