

KELLEY DRYE & WARREN LLP

A LIMITED LIABILITY PARTNERSHIP

1200 19TH STREET, N.W.

SUITE 500

WASHINGTON, D.C. 20036

(202) 955-9600

FACSIMILE

(202) 955-9792

www.kelleydrye.com

DIRECT LINE: (202) 887-1234

EMAIL: jkashatus@kelleydrye.com

NEW YORK, NY
TYSONS CORNER, VA
CHICAGO, IL
STAMFORD, CT
PARSIPPANY, NJ
BRUSSELS, BELGIUM

AFFILIATE OFFICES
JAKARTA, INDONESIA
MUMBAI, INDIA

February 6, 2006

VIA ECFS

Ms. Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: EB Docket No. 06-36 / EB-06-TC-060: Certification of CPNI Filing
February 6, 2006

Dear Ms. Dortch:

VSNL America, Inc., through counsel, respectfully submits the enclosed Customer Proprietary Network Information Certification for filing in EB Docket No. 06-36 and EB-06-TC-060. If you have any questions regarding this filing, please contact the undersigned at (202) 887-1234.

Sincerely,



Jennifer M. Kashatus

Enclosure

cc: Byron McCoy, Telecommunications Consumers Division,
Enforcement Bureau, FCC

Best Copy and Printing, Inc. (BCPI)

**CERTIFICATION OF COMPLIANCE
WITH CPNI RULES**

I, John R. Freeman, hereby certify that I am an officer of VSNL America Inc. with the title of Senior Vice President and General Counsel; that I am authorized to execute this certification as an agent for VSNL America Inc.; and that based upon my personal knowledge, I certify that following Compliance Statement accurately describes operational procedures and policies implemented by VSNL America Inc. to ensure the privacy of its customers' Customer Proprietary Network Information ("CPNI") in compliance with the rules of the Federal Communications Commission set forth in 47 CFR §§ 64.2001 through 64.2009.

/s/

John R. Freeman
Senior Vice President and General Counsel

Executed on: February 6, 2006

VSNL AMERICA INC.

STATEMENT OF CPNI COMPLIANCE PROCEDURES

VSNL America Inc. and its affiliates are committed to protecting the privacy of its customers. To accomplish this, we have implemented a comprehensive Privacy Policy that governs all information collected on or submitted to VSNL. To make this Privacy Policy easy to find, we make it available on our homepage at www.vsnlinternational.com and at every point where personal information may be requested on-line.

As background, VSNL America Inc. ("VSNL America") is a member of the VSNL International family of operating companies. VSNL America has entered into a national security agreement with the Department of Justice ("DOJ"), the Federal Bureau of Investigation ("FBI"), the Department of Homeland Security ("DHS") and the Department of Defense ("DOD") that includes a provision requiring VSNL to comply with the FCC's CPNI rules. Pursuant to the terms of the national security agreement, VSNL America has submitted an Annual Report to the DOJ, the FBI, the DOD and the DHS affirming that VSNL America is in compliance with the national security agreement, including the CPNI compliance provision. VSNL America submitted its most recent annual certification dated Jan. 31, 2006 under a request for confidential treatment, and VSNL America will submit a copy of this certification to the FCC upon request after the establishment of appropriate procedures to protect the confidential status of this certification.

VSNL America's customers consist only of carriers and enterprise customers – it does not market to or sell to individual consumers. VSNL America does not use any CPNI in outbound marketing campaigns. Typically, new customers for service come to VSNL America, shopping for the best price for their international telecommunications requirements. VSNL America first signs a Nondisclosure Agreement with the prospective customer and then markets to them using VSNL America's price list for telecommunications services. Any potential carrier or enterprise end-user that VSNL America contacts (*i.e.*, that do not contact us first) are identified through public sources such as industry magazines. The only instance in which VSNL America may initiate contact with the customer using CPNI is for billing, maintenance and repair purposes, and to inquire about the customer's satisfaction with its existing services. Since VSNL America does not use any CPNI in outbound marketing campaigns, it therefore does not collect opt-in or opt-out authorizations from customers for such use.

Importantly, VSNL America personnel are not permitted to disclose any confidential customer information, including CPNI. All VSNL America personnel have certified in writing that they have read and will adhere to the VSNL Code of Business Conduct, which contains strict confidentiality requirements for all customer confidential information, including CPNI, and provides for disciplinary action for violation up to, and including, immediate termination of employment. Periodic training is conducted on the Code of Business Conduct, and records of that training are maintained within the Legal Division. Additionally, all new personnel at the time of hiring must sign an agreement on Confidential Information, Intellectual Property and Exclusivity Undertakings, which includes confidentiality requirements, to include confidentiality of customer information. VSNL America personnel who are authorized to access CPNI are informed of their obligations in the authorized uses of this information.

Furthermore, VSNL does not share, sell, lease or otherwise provide CPNI to any of its affiliates, suppliers, vendors and any other third parties for the purposes of marketing any services. Sharing, selling, leasing or otherwise providing CPNI to any unrelated third parties, other than for billing purposes, for the provision, maintenance and repair of services, to protect rights or property of the Company, or pursuant to legal process, is prohibited by the Company.

The Different Methods of Collecting Information and How We Use It:

1. **Non-Personal and Aggregated Information Collected Automatically.** When a user visits our internet Web site (the "Site"), we log general data, such as the domain name (e.g., aol.com, vsnlinternational.com), the name of the Web page from which the user entered our Site, which pages the user visit on our Site, and how much time the user spends on each page. We use this information to continually monitor and improve our Site and for internal analysis. In particular, we use IP addresses to analyze trends, administer the Site, track user's movement, and gather information for aggregate use (IP addresses are not linked to personally identifiable information.)
2. **Personal Information That a Web-User Chooses to Submit.** As a visitor to our Site, a user may choose to use the Site to send us personal information (e.g., the Users name, mailing address, telephone number, E-mail address), for example, when a user sends a question via the Site, register for a special service, submits a resume, enter a contest or purchase a product or service through our Site. Anytime a user submits personal information for a specific purpose using the Site, the user's information is used for that purpose only, unless the user consents otherwise or as required by law. When a user submits personal information to VSNL International on the Site, the user is informed that this information may be transferred across national boundaries and may be stored and processed in another country

VSNL International does not send unsolicited E-mail to individuals or other visitors to our Site. We use E-mail to respond to E-mail messages from a user, to confirm product or service orders placed online and to engage in other communication that a user has authorized or that we have determined necessary to more effectively service a customer.

3. Customer's Account Information

The information we obtain from our customers is limited that that type of information which is necessary for us to provide a customer with our services. For example, we need to know a customer's name, address and the services he/she buys from us to properly provide and bill for those services. When a customer calls us, our representatives pull up account records and may refer to the customer's bill, the customer's calling patterns, and other information we have to answer questions the customer may have or recommend how we can best serve the customer.

We may also use information in our records to protect our customers, employees or property — for instance, to investigate fraud, harassment or other types of unlawful service activities involving VSNL International or other carriers that we do business with. In some cases, it may be necessary to provide this information to the government or third parties who make a lawful demand for it, but only after confirming with our Legal Department of the lawful nature of the demand.

If a customer tells us in writing to release its account information to someone, we will honor the customer's request and provide that information. A customer's account information is released to other carriers only when the customer gives us permission. This most often occurs with respect to a sale of service they want to make or have made to a customer. Unless we are advised that permission from a customer has been granted, we do not release the information.

We may provide account information to collection agencies when customers do not pay their bills. We restrict the use that can be made of this information to collection activities only for our charges and for the charges we bill for others.

Other carriers may use VSNL International to bill for their charges. In this case, they provide us with information about their customers, including their calling patterns, and we bill such customers on their behalf. In turn, we provide them with non-sensitive information about the customer's service, such as the date the customer's service was established or disconnected; whether the customer has toll or 900 blocking services, whether the customer has a calling card or not and when it was issued, how the customer pays its bills and if they are paid on time.