

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
Washington D.C.**

_____)
In the Matter of)
) WT Docket No. 01-309
Section 68.4(a) of the Commission's Rules)
Governing Hearing Aid-)
Compatible Telephones)
_____)

REPORT OF KAJEET, INC.

kajeet, Inc. ("kajeet") hereby submits this Report detailing its compliance with the hearing aid compatibility requirements contained in the Federal Communications Commission ("Commission") Report and Order released in this proceeding on August 14, 2003.¹

As of the reporting date, kajeet sells the following seven CDMA digital handsets: The Nokia 6165i; Sanyo Katana; Sanyo Katana II; Samsung m300; LG 225; LG 150; and Sanyo 2400. The specific information required by paragraphs 89-91 of the HAC Order is as follows:

- 1) Digital Wireless Phones Tested: kajeet is not a handset manufacturer and does not engage in hearing aid compatibility testing. Such testing is performed by its handset vendors. kajeet relies upon its manufacturer vendors to conduct testing and confirm compliance of each specific handset device and traditionally has based its handset HAC ratings based on manufacturer representations and technical handset specifications.
- 2) Laboratory Used: See response to item 1.
- 3) Test Results for Each Phone Tested: kajeet does not conduct its own testing and, as discussed above, traditionally has based its HAC ratings based on manufacturer representations and technical handset specifications. Prior to submitting this certification, however, kajeet attempted to verify this information by obtaining and reviewing the Part 2 certifications for each handset sold by kajeet. The results of this audit are described in response to item 4.

¹ See *In the Matter of Section 68.4(a) of the Commission's Rules Governing Hearing Aid-Compatible Telephones*, Report and Order, WT Docket No. 01-309, FCC 03-168 (rel. August 14, 2003) ("HAC Order").

4) Identification of compliant phone models and ratings according to ANSI C63.19: kajeet makes available the following compliant handsets:

- a. The Sanyo 2400 was verified as being compliant with ANSI C63.19 rated category M4/T4. *See* OET TCB Form 731, FCC ID: AEXSCP-24H.
- b. The LG 225 was verified as being compliant with ANSI C63.19 rated category M3. *See* OET TCB Form 731, FCC ID: BEJLX125.
- c. The Samsung m300 was verified as being compliant with ANSI C63.19 rated category M4/T4. *See* OET TCB Form 731, FCC ID: A3LSPHM300.
- d. The Nokia 6165i was verified as being compliant with ANSI C63.19 rated category M4/T4. *See* OET TCB Form 731, FCC ID: QMNRM-125.
- e. The Sanyo Katana II was verified as being compliant with ANSI C63.19 rated category M4. *See* OET TCB Form 731, FCC ID: AEZSCP-6650.

5) Report on the Status of Product Labeling: The Commission requires “manufacturers to affix a label on the exterior of the wireless telephone’s box that provides the particular [HAC] rating for that model of handset” and “to ensure that the information is conveyed to consumers, we require service providers to ensure that the [HAC] rating is made available, either through display on the handset’s box, separate literature on which model handsets the provider offers that are compatible, through posting information on their Internet web site, or by any other means the service provider determines is sufficient, to individuals with hearing disabilities so they may determine which wireless telephone best meets their individual needs.”² The Commission recognized that

service providers offer their products and services through a variety of channels, including the Internet, carts in shopping malls, agents, and stand-alone stores. Some of these entities are small businesses with limited resources. We, therefore, are adopting a requirement that provides flexibility for service providers to determine how best to convey the information to the consumer.³

kajeet launched service earlier this year and adopted reasonable procedures designed to ensure that each of the handsets kajeet listed in Item 4(a)-(c) of this Report is labeled to comply with the Commission’s product labeling requirements. Moreover, kajeet has posted a chart listing the HAC capabilities of each of the handsets specified in response to Item 4 on its website. For the convenience of consumers shopping for handsets, a link to this chart is provided

² *Section 68.4(a) of the Commission’s Rules Governing Hearing Aid-Compatible Telephones*, WT Docket No. 01-309, *Report and Order*, 18 F.C.C.R. 16753, ¶¶ 85, 87 (2003).

³ *Id.* at ¶ 87.

on the webpage listing specifications for each handset model available on kajeet's website.

At the time packaging for the LG 150 was approved prior to February 2007, manufacturer technical specifications indicated that the handset would be designed to meet ANSI C63.19 rated category M3. Accordingly, kajeet's retail packaging and website listed this handset as M3 compliant. However, in preparing this Report, kajeet learned on November 9, 2007 that the manufacturer did not certify this handset as being M3 compliant. kajeet corrected its online rating on November 15, 2007. Additionally, kajeet immediately began efforts (i) to produce new packaging reflecting that this handset does not have an M3 rating, and (ii) to produce and affix corrective labels to phones already packaged but not yet shipped. The new packaging will be available for purchase by retail distributors and online customers within 45 days of discovery.

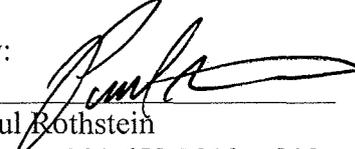
The Nokia 6165i launched on February 7, 2007 and has only been available via kajeet's website. The handset's M4/T4 rating is listed on kajeet's website for review prior to purchase. kajeet has discovered, however, that the HAC rating in the manufacturer's user guide is incorrect and that the HAC rating is not included on the packaging the consumer receives after purchasing the phone online. kajeet also discovered that, although the information is readily available on its website, the HAC rating for the Sanyo Katana II was not printed on the retail packaging. The Katana II launched on October 21, 2007. The labeling issues for both the Nokia 6165i and the Katana II were discovered on November 7, 2007 and kajeet immediately began efforts (i) to produce new packaging with the appropriate HAC ratings and (ii) to produce and affix corrective labels to phones already packaged but not yet shipped. The new packaging will be available for purchase by retail distributors or online customers within 45 days of discovery. Further, kajeet has independently produced an erratum statement for the Nokia 6165i manufacturer user guide to correct the erroneous HAC information provided by the manufacturer. This erratum was posted on the kajeet website page that includes the pdf of the Nokia 6165i manufacturer user guide on November 14, 2007.

- 6) Report on Outreach Efforts: kajeet launched earlier this year and initially sold service and handsets only via its website. kajeet has provided HAC information for each of its handsets on its website, including a FAQ on HAC compatibility. For customer convenience, kajeet has provided a link to a HAC compatibility table on each page listing the specifications of handsets sold by the company. Thus, any customer considering a particular handset has easy access to HAC information. In addition, kajeet has trained its personnel to respond to customer inquiries regarding hearing aid compatible handsets.
- 7) Information Related to Retail Availability of Compliant Phones: The Katana II, LG225, and the Samsung m300 are all available at third party retail outlets (kajeet has no retail stores of its own) and on kajeet's online website. The Nokia 6165i is

available on kajeet's website and the Sanyo 2400 can be special-ordered from kajeet.

- 8) Information Related to Incorporating Hearing Aid Compatibility Features Into Newer Models of Digital Wireless Phones: As kajeet is not a handset manufacturer, kajeet is not aware of any public information regarding the incorporation of hearing aid compatibility features into newer models of digital wireless handsets.
- 9) Any Activities Related to ANSI C63.19 or Other Standards Work Intended to Promote Compliance with the Report and Order: As kajeet is not a handset manufacturer, kajeet is not involved in such activity. However, kajeet will continue to work with its handset vendors to promote compliance with the Commission's hearing aid compatibility regulations.
- 10) Total Number of Compliant and Non-Compliant Phone Models Offered as of the Time of the Report: kajeet offers seven handsets to its customers; five of these handsets have been certified as compliant with the Commission's hearing aid compatibility requirements for RF interference (M-rating) and three have been certified as compliant with the requirements T-coil (T-rating).
- 11) Any Ongoing Efforts for Interoperability Testing with Hearing-Aid Devices: As kajeet is not a handset manufacturer, kajeet has no ongoing efforts for interoperability testing with hearing aid devices.

Respectfully submitted,

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Dated: November 16, 2007