



## The CommLaw Group

HELEIN & MARASHLIAN, LLC  
1483 Chain Bridge Road  
Suite 301  
McLean, Virginia 22101

Telephone: (703) 714-1300  
Facsimile: (703) 714-1330  
E-mail: [mail@CommLawGroup.com](mailto:mail@CommLawGroup.com)  
Website: [www.CommLawGroup.com](http://www.CommLawGroup.com)

Writer's Direct Dial Number  
703-714-1313

Writer's E-mail Address  
[jsm@commlawgroup.com](mailto:jsm@commlawgroup.com)

March 3, 2008

### VIA ECFS TRANSMISSION

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 – 12<sup>th</sup> Street, S.W.  
Suite TW-A325  
Washington, D.C. 20554

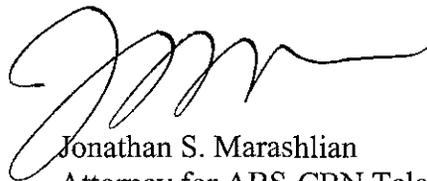
*Re: ABS-CBN Telecom North America, Inc.  
Annual 47 C.F.R. §64.2009(e) Certification  
EB Docket No. 06-36*

Dear Ms. Dortch:

Pursuant to *Public Notice DA08-171* (January 29, 2008), enclosed herewith for filing with the Federal Communications Commission in the above-referenced docket is the Annual §64.2009(e) CPNI Certification and supporting statement of ABS-CBN Telecom North America, Inc.

To the extent you have any questions concerning this filing, please contact the undersigned.

Respectfully submitted,



Jonathan S. Marashlian  
Attorney for ABS-CBN Telecom North America, Inc.

Enclosure

**Annual 47 C.F.R. §64.2009(e) CPNI Certification For 2008**

Date Filed: March 3, 2008  
Name of Company Covered by this Certification: ABS-CBN Telecom North America, Inc.  
Form 499 Filer ID: 815865  
Name of Signatory: John Kerwin Du  
Title of Signatory: Senior Director

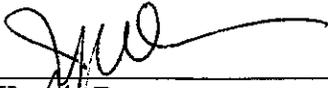
I, John Kerwin Du, certify that I am an officer of the company named above and acting as an agent of the above-named company, that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. *See 47 C.F.R. §64.2001 et seq.*

Attached to this certification is an accompanying statement explaining how the company's procedures ensure that the company is in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules.

The company has not taken any actions (proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission) against data brokers in the past year. The company has no information to report with respect to the processes pretexters are using to attempt to access CPNI.

The company has not received any customer complaints in the past year concerning the unauthorized use of CPNI.

Signed: \_\_\_\_\_

  
John Kerwin Du  
Senior Director

**Accompanying Statement to  
Annual CPNI Compliance Certification for**

ABS-CBN Telecom North America, Inc.

In compliance with 47 C.F.R. § 64.2009(e), the Company has taken the following actions:

Employee Training and Discipline

- Trained all employees and personnel as to when they are and are not authorized to use CPNI.
- Instituted an express disciplinary process for unauthorized use of CPNI.

Sales and Marketing Campaign Approval

- Guaranteed that all sales and marketing campaigns are approved by management.

Record-Keeping Requirements

- Established a system to maintain a record of all sales and marketing campaigns that use their customers' CPNI, including marketing campaigns of affiliates and independent contractors.
- Ensured that these records include a description of each campaign, the specific CPNI that was used in the campaign, and what products and services were offered as a part of the campaign.
- Made certain that these records are maintained for a minimum of one (1) year.

Establishment of a Supervisory Review Process

- Established a supervisory review process for all outbound marketing situations.
- Certified that under this review process, all sales personnel obtain supervisory approval of any proposed outbound marketing request for customer approval.

Opt-In

- The Company does not share or disclose CPNI to any third parties. If the Company does share or disclose CPNI to third parties in the future, it will guarantee that the Company only discloses CPNI to agents, affiliates, joint venture partners, independent contractors or to any other third parties only after receiving "opt-in" approval from a customer.
- The Company does not share or disclose CPNI to any third parties. If the Company does share or disclose CPNI to third parties in the future, it will verify

that the Company enters into confidential agreements with joint venture partners, independent contractors or any other third party when releasing CPNI.

#### Opt-Out Mechanism Failure

- Established a protocol through which the Company will provide the FCC with written notice within five (5) business days of any instance where opt-out mechanisms do not work properly, to such a degree that consumers' inability to opt-out is more than an anomaly.

#### Compliance Certificates

- Executed a statement, signed by an officer, certifying that he or she has personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the FCC's CPNI regulations.
- Executed a statement detailing how operating procedures ensure compliance with CPNI regulations.
- The Company has not received any customer complaints during the past year. If the Company did receive customer complaints, it would execute a summary of all customer complaints received in the past year concerning unauthorized release of CPNI.

#### Customer Authentication Methods

- Instituted customer authentication methods to ensure adequate protection of customers' CPNI. These protections only allow CPNI disclosure in accordance with the following methods:
  - Disclosure of CPNI information in response to a customer providing a pre-established password;
  - Disclosure of requested CPNI to the customer's address or phone number of record; and
  - Access to CPNI if a customer presents a valid photo ID at the carrier's retail location.

#### Customer Notification of CPNI Changes

- Established a system under which a customer is notified of any change to CPNI. This system, at minimum, notifies a customer of CPNI access in the following circumstances:
  - password modification,
  - a response to a carrier-designed back-up means of authentication,
  - online account changes, or
  - address of record change or creation.

### Notification to Law Enforcement and Customers of Unauthorized Access

- Established a protocol under which the appropriate Law Enforcement Agency (“LEA”) is notified of any unauthorized access to a customer’s CPNI.
- Ensured that all records of any discovered CPNI breaches are kept for a minimum of two (2) years.

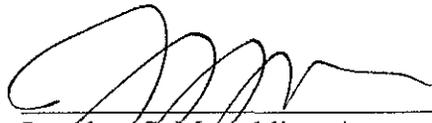
**CERTIFICATE OF SERVICE**

I, Jonathan S. Marashlian, hereby certify that on this 3rd day of March, 2008, I have caused the foregoing Annual §64.2009(e) CPNI Certification and supporting statement of ABS-CBN Telecom North America, Inc. to be filed in EB Docket No. 06-36 via the FCC's Electronic Comments Filing System. On the same date, true and correct copies of this document were also served via electronic mail on the following:

Marlene Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, D.C. 20554  
[Marlene.dortch@fcc.gov](mailto:Marlene.dortch@fcc.gov)

Marcy Greene  
Enforcement Bureau  
Telecommunications Consumers Division  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, D.C. 20554  
[Marcy.greene@fcc.gov](mailto:Marcy.greene@fcc.gov)

Best Copy & Printing, Inc.  
Portals II  
445 12<sup>th</sup> Street, S.W.  
Room CY-B402  
Washington, D.C. 20554  
[fcc@bcpiweb.com](mailto:fcc@bcpiweb.com)



---

Jonathan S. Marashlian, Attorney  
Helein & Marashlian, LLC  
The *CommLaw* Group  
1483 Chain Bridge Road, Suite 301  
McLean, Virginia 22101