



# The *Comm*Law Group

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February 5, 2009

## 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: Ambess Enterprises, Inc.  
Annual 47 C.F.R. §64.2009(e) Certification  
EB Docket No. 06-36*

Dear Ms. Dortch:

Pursuant to *Public Notice DA09-9* (January 7, 2009), 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 Ambess Enterprises, Inc.

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

Respectfully submitted,

Jonathan S. Marashlian  
Attorney for Ambess Enterprises, Inc.

Enclosures

Annual CPNI Certification  
47 C.F.R. §64.2009(e)  
EB Docket No. 06-36

Name of Company: Ambess Enterprises Inc.  
Form 499 Filer ID: 821772  
Name of Signatory: Pamela Nelson  
Title of Signatory: President

I, Pamela Nelson hereby certify that I am an officer of Ambess Enterprises Inc. ("Ambess") and that I am authorized to make this certification on behalf of Ambess. I have personal knowledge that Ambess has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules, to the extent that such rules apply to Ambess or to any of the information obtained by Ambess. *See* 47 C.F.R. §64.2001 *et seq.* Attached to this certification is an accompanying statement explaining Ambess' procedures to ensure that it complies with the requirements set forth in §64.2001 *et seq.* of the Commission's rules to the extent that such requirements apply to Ambess or to the information obtained by Ambess.

Ambess has not taken any actions against data brokers before state commissions, state or federal courts, or the FCC in the past year. Ambess has not received any customer complaints in the past year concerning the unauthorized release of CPNI. Ambess has no information, other than information that has been publicly reported, regarding the processes that pretexters are using to attempt to access CPNI.

Signed:



Date:

JAN 28 2009

**Ambess Enterprises Inc.**  
**Statement of CPNI Procedures and Compliance**

Ambess Enterprises Inc. ("Ambess") provides exclusively carrier-to-carrier telecommunications services. It has no end user customers. Consequently, Ambess does not have a "subscriber" relationship with its customers and does not send "bills" to end-user customers. Ambess does not offer or market its services to the public or to such classes of users as to be effectively available directly to the public. It provides service only to other carriers. Ambess typically does not obtain and/ or store the end-user customer's billing name, address or telephone number, or any other information that relates to the quantity, technical configuration, type, or location of a specific end user customer's service.

Ambess does obtain certain call detail information concerning the calls routed through its carrier-to-carrier services. Because Ambess provides exclusively carrier-to-carrier services, it does not use any call detail information that it obtains in the course of providing those services to attempt to market telecommunications services to the general public or any end-user customers. Moreover, the call detail information obtained by Ambess is not made available to end-user customers or third parties over the telephone, online, or in retail stores. However, such information may be disclosed: (a) in response to a proper subpoena, court order or other judicial process; or (b) to the transmitting or receiving carriers for billing-relating purposes.

Ambess safeguards from improper use or disclosure by employees the call detail information that Ambess obtains in providing its carrier-to-carrier services. Access to call detail information is limited to certain employees, and those employees are trained to protect call detail information from improper use or disclosure and informed that failure to protect that information will result in appropriate disciplinary action. In addition, Ambess has programs and procedures in place to discover and protect against attempts by third parties to gain unauthorized access to Ambess computers and call detail records.

Ambess did not have any breach of its call detail records during 2008. Because Ambess does not have any presubscribed customers, and does not know the identity of end users whose traffic is routed through Ambess, it cannot notify those end user customers directly if a breach occurs. However, Ambess has processes and procedures in place to maintain records of any security breaches and to notify affected carriers and law enforcement of such breaches.