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Via ECFS & Email

February 27, 2009

Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, SW, Suite TW-A325
Washington, D.C. 20554

Re: EB Dkt. No. 06-36; France Telecom Long Distance USA, LLC
Annual 64.2009(e) CPNI Certification for 2008, Form 499 Filer ID: 822710

Dear Ms. Dortch:

Enclosed for filing please find France Telecom Long Distance USA, LLC's ("FTLD's") Annual 64.2009(e) CPNI Certification for 2008 in the above referenced docket. As required by the Commission's Rules, attached to the Certification is FTLD's Compliance Statement demonstrating compliance with the requirements set forth in Section 64.2001 *et seq.* of the Commission's Rules, 47 C.F.R. § 64.2001 *et seq.*

Please note that the Company has not taken any actions against data brokers in the past year. Further, FTLD has not received any customer complaints in the past year concerning the unauthorized release of CPNI.

As requested, FTLD is providing two (2) courtesy copies of this filing to the Enforcement Bureau, Telecommunications Consumers Division, and one (1) copy to Best Copy and Printing Inc.

Kindly direct any questions concerning this matter to the undersigned.

Sincerely,

William K. Coulter

William K. Coulter
Counsel for France Telecom Long Distance USA, LLC

WKC:clz
Enclosure

cc: FCC Enforcement Bureau (2 copies)
Best Copy & Printing (1 copy)

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CPNI 2009 ANNUAL CERTIFICATION OF
FRANCE TELECOM LONG DISTANCE USA, LLC
EB Docket 06-36

In accordance with Section 64.2009(e) of the Commission's Rules, 47 C.F.R. § 64.2009(e), I, Danielle Aguto, an Authorized Representative of France Telecom Long Distance USA, LLC ("FTLD" or the "Company"), have personal knowledge that the Company has established operating procedures that are adequate to ensure compliance with the Commission's Customer Proprietary Network Information ("CPNI") regulations for the period covering Jan. 1, 2008 through December 31, 2008.

The Company has not taken any actions against data brokers in the past year.

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

A statement explaining how FTLD's procedures ensure compliance with the Commission's CPNI regulations is attached hereto.

Danielle Aguto

Danielle Aguto, Authorized Representative

Dated: 2/26, 2009

COMPLIANCE STATEMENT

FRANCE TELECOM LONG DISTANCE USA, LLC

1. France Telecom Long Distance USA, LLC ("FTLD") is a "telecommunications carrier" as defined by 47 U.S.C. § 153(44). FTLD currently provides voice services to other carriers on a wholesale basis only. FTLD provides data services mainly on a wholesale basis to other carriers, and also to a limited number of Internet Service Providers ("ISPs"). FTLD does not provide services directly to any individual residential or business customers. As such, all customer proprietary network information ("CPNI") in FTLD's possession relates to its wholesale voice and data, as well as its ISP data services, and is not end-user specific.

2. Compliance with 47 U.S.C. § 222:

Except as otherwise required by law, FTLD only uses, discloses, or permits access to CPNI received or obtained by FTLD by virtue of its provision of a telecommunications service in order to (i) provide the telecommunications service from which such information is derived, or (ii) provide services necessary to, or used in, the provision of such telecommunications service.

a. FTLD uses CPNI in order to initiate, render, bill and collect for telecommunications services provided.

b. FTLD uses CPNI in order to protect the property of the carrier or to protect users and other carriers from fraudulent or illegal use of, or subscription to, such services.

c. FTLD does not use CPNI in order to market its services.

d. FTLD does not provide any commercial mobile radio services ("CMRS") at this time.

e. FTLD does not provide telephone exchange services directly to end user customers.

3. Compliance with 47 C.F.R. § 64.2005:

a. FTLD does not currently use, disclose or permit access to CPNI for the purpose of marketing services.

b. FTLD does not use, disclose or permit access to CPNI to identify or track customers that call competing service providers.

c. FTLD does use, disclose, or permit access to CPNI, without customer approval, as follows:

i. in its provision of maintenance and repair services;

ii. FTLD does not provide CMRS; and

iii. FTLD does not provide LEC, CMRS or interconnected VoIP services to end user customers.

d. FTLD uses, discloses or permits access to CPNI to protect its rights or property, or to protect users of those services and other carriers from fraudulent, abusive, or unlawful use of, or subscription to, such services.

4. Compliance with 47. C.F.R. § 64.2007:

a. Because FTLD's use of CPNI does not require customer approval under the Commission's Rules, it does not currently solicit customer approval for use of CPNI.

b. FTLD does not disclose or provide access to CPNI to any joint venture partners or independent contractors. As such, it does not currently have a confidentiality agreement with any such entities in place.

5. Compliance with 47 C.F.R. § 64.2008:

a. Because FTLD's use of CPNI does not require customer approval under the Commission's Rules, FTLD does not provide notice to the customer of the customer's right to restrict use of, disclosure of, and access to that customer's CPNI.

6. Compliance with 47 C.F.R. § 64.2009:

a. FTLD has implemented a system by which the status of a customer's CPNI approval can be clearly established prior to the use of CPNI. Because FTLD's use of CPNI does not require customer approval under the Commission's Rules, it does not have approval from any customer to use CPNI for any purpose for which prior approval is required.

b. FTLD has trained its personnel as to when they are, and are not, authorized to use CPNI, and it has an express disciplinary process in place.

c. FTLD does not use customer CPNI for marketing purposes. As such, it does not have any record of sales and marketing campaigns which use customer CPNI.

d. FTLD has established a supervisory review process regarding its compliance with CPNI requirements. FTLD does not conduct any marketing campaigns subject to the Commission's outbound marketing situations regulations.

e. FTLD has established a procedure whereby an officer of the company conducts an internal CPNI regulations compliance review. The attached certification is the result of such a process.

f. Because FTLD's only use of CPNI does not require customer approval under the Commission's Rules, it does not currently solicit customer approval for use of CPNI via opt-out mechanisms.

7. Compliance with 47 C.F.R. § 64.2010:

a. FTLD takes reasonable measures to discover and protect against attempts to gain unauthorized access to CPNI. FTLD properly authenticates a customer prior to disclosing CPNI based on customer-initiated telephone contact. FTLD does not provide customers with access to CPNI via online account access or in-store visit.

b. With the exception of business customers covered under Section 64.2010(g) of the Commission's Rules, 47 C.F.R. § 64.2010(g), FTLD does not disclose call detail information over the telephone based on customer-initiated telephone contact.

c. FTLD does not provide customers with online access to CPNI.

d. FTLD does not provide customers with in-store access to CPNI.

e. FTLD does not establish passwords as a means of customer authentication.

f. With the exception of business customers covered under Section 64.2010(g) of the Commission's Rules, FTLD notifies customers immediately whenever an address of record is created or changed. This notification is by mail to the address of record and does not reveal the changed information and does not provide new account information.

g. FTLD has contractual arrangements with business customers which differ from those contained in Section 64.2010, where such customers have dedicated account representatives and a contract that specifically addresses the carriers' protection of CPNI.

8. Compliance with 47 C.F.R. § 64.2011:

a. FTLD shall notify law enforcement of a breach of its customers' CPNI. FTLD shall notify its customers or disclose the breach publicly, whether voluntary or under state or local law or these rules, until it has completed the process of notifying law enforcement.

b. As soon as practicable, and in no event later than seven (7) business days, after reasonable determination of the breach, FTLD shall electronically notify the United States Secret Service ("USSS") and the Federal Bureau of Investigation ("FBI") through a central reporting facility. Notwithstanding any state law to the contrary, FTLD shall not notify customers or disclose the breach to the public until seven (7) full business days have passed after notification to the law enforcement agencies except in the following cases: (i) if FTLD believes that there is an extraordinarily urgent need to notify any class of affected customers sooner than otherwise allowed in order to avoid immediate and irreparable harm; or (ii) in the event that the

relevant investigating agency determines that public disclosure or notice to customers would impede or compromise an ongoing or potential criminal investigation or national security, such agency may direct FTLD not to so disclose or notify for an initial period of up to 30 days, plus any extensions reasonably necessary in the judgment of the agency.

c. After FTLD has completed the process of notifying law enforcement under paragraph b. above, it shall notify its customers of a breach of those customers' CPNI.

d. FTLD maintains a record of any breaches discovered, notifications made to the USSS or FBI and notifications made to customers. The record shall include, if available, dates of discovery and notification, a detailed description of CPNI that was the subject of the breach, and the circumstances of the breach. FTLD shall retain the record for a minimum of two (2) years.