



May 20, 2009

Thomas Chandler, Esquire
Chief, Disabilities Rights Office
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

RE: FCC Docket 03-123 & WC Docket 05-196
Response to Sorenson Ex Parte Filing dated May 15, 2009

Dear Mr. Chandler:

On May 15, 2009, counsel from Sorenson Communications, Inc. submitted a letter to your office which suggested that Purple Communications, Inc. is in violation of the FCC's interoperability requirements and FTC policies to the national Do-Not-Call Registry.

With respect to the FCC's interoperability requirements, Sorenson claims it has received reports of users of Purple's Mobile Video Phone ("MVP") experiencing instances of dropped calls when seeking to make a VRS call using Sorenson VRS. Unfortunately, counsel's letter fails to identify any specific instances or circumstances of these alleged dropped calls. Consequently, it is difficult for Purple to explain what may have occurred to cause such a problem.

Please be advised that prior to its release to the public, the MVP was tested with the services of all certified VRS providers, including Sorenson, and performed without incident. These tests were conducted in conjunction with Sorenson as is shown by the attached email chains.

Unique in the relay industry, Sorenson maintains a "white list" that allows only identified devices to connect to their service. The MVP was not on their approved white list. On October 23, 2008, Sorenson was contacted with an explanation that their exclusionary list was causing the MVP to disconnect from their service since there were not any protocol incompatibilities in the control or video streams. We asked Sorenson to add the MVP to their white list of approved devices. On December 1, 2008, we received confirmation from their Software Test Engineer confirming that things worked and that they would make the necessary adjustment to their white list.

Purple has received no complaints to its knowledge of calls through Sorenson VRS being dropped. If Sorenson can identify the MVP customers who have reported this problem, we would be pleased to run a test on their MVPs to ensure connectivity. In the meantime, if there are any actual disconnection problems, we are left to presume that this may be a result of Sorenson utilizing and manipulating this so-called white list.



If the Commission has any question concerning this matter we would be pleased to arrange a demonstration of the MVP's connectivity at a time and place that is designated by, and convenient to, the Commission.

Sorenson's claim concerning the Do-Not-Call Registry is that Purple is violating the FTC's limitation on who may place a number on the Do-Not-Call Registry. As is plain from the FAQs on the Purple web site that Sorenson cites, Purple does not offer to place customer's Purple Local Numbers on the Do-Not-Call Registry. There is therefore no violation of any FTC limitation on who may register a number on the Do-Not-Call list. As to removing a number from the Do-Not-Call list, the cited FTC web page fails to address the issue of assisting a relay user or any consumer to remove his or her number from the Do-Not-Call Registry. We note that the only technical way to remove a number is for the consumer to dial an automated line from the telephone number for which removal is sought. However, that method does not work for relay telephone numbers at this time apparently due to their routing through a relay call center. As a result of this observation, our telephone number vendor has created a work around to allow a relay consumer to remove his or her number from the Registry which we offer to consumers through our customer care department.

If the Commission believes this to be improper, we will immediately cease offering relay consumers the ability to remove their numbers from the Do-Not-Call Registry. However, we believe such action would violate the requirement for functional equivalency mandated by Section 225 of the Communications Act of 1934, as amended since it would leave relay users without the ability to remove their telephone numbers from the Do-Not-Call Registry.

Should any question arise concerning this notification, kindly contact this office.

Very truly yours,

/s/

George L. Lyon, Jr.
Director, Regulatory Compliance
Purple Communications, Inc.

cc: Gregory Hlibok, Esquire