



July 6, 2011

(Filed electronically)

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

Re: **Ex Parte Notice**  
WC Docket 05-196  
PS Docket 07-114

Dear Ms. Dortch:

On July 5, 2011, Paula Boyd of Microsoft, Staci Pies of Skype, and Glenn Richards, Executive Director of the Voice on the Net Coalition (VON), met with Angela Giancarlo, Chief of Staff and Senior Legal Advisor for Commissioner McDowell, and Amy Levine, Special Counsel and Legal Advisor for Chairman Genachowski, to discuss issues raised in the above-referenced dockets and which were addressed in VON's comments.

In particular, VON discussed how changing the definition of interconnected VoIP now found in Section 9.3 of the Commission's Rules in order to apply E911 requirements to IP services that can make calls to US telephone numbers would impose obligations that are technically infeasible, create confusion for consumers, impose substantial costs on services that are otherwise free or very inexpensive, impede innovation and discourage broadband adoption, and unnecessarily disrupt the established regulatory structure for interconnected VoIP that has developed during the past six years. The established definition for interconnected VoIP has been used in numerous FCC VoIP rulemakings, thus establishing a bright line between VoIP products that consumers consider to be replacements for their traditional phone service and complementary products and services. Moreover, states have reinforced these clear consumer expectations by codifying the FCC's current interconnected VoIP definition in multiple state statutes. VON also noted that one-way VoIP services and devices may not be technically capable of providing E911 since phone numbers are not always assigned to customers and position location information would not be available. Moreover, customers do not expect E911 calling capability from one-way VoIP services, which are not replacements for traditional phone services. Finally, one way VoIP service providers typically provide clear and conspicuous notice to customers on their websites disclosing the unavailability of emergency calling services.



July 6, 2011  
Page 2

Please contact me directly if you have any questions.

Sincerely,

/s/

Glenn S. Richards  
Executive Director

cc: Angela Giancarlo (by email)  
Amy Levine (by email)