



July 25, 2011

Received & Inspected

AUG 12 2011
FCC Mail Room

Ms. Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street, N.W.
Washington, DC 20554

Re: OnWav, Inc. System Security and Integrity Plan,
ET Docket No. 04-295

Attached, pursuant to 47 C.F.R. § 1.20005, please find an original and four copies of the System Security and Integrity Plan of **OnWav, Inc.** Please date-stamp and return the extra copy in the self-addressed envelope provided for that purpose.

The information submitted herein includes a description of policies and procedures for meeting the needs of law enforcement as well as personal employee contact information. The Company is not requesting confidentiality of this information.

If you have any questions regarding this matter, please contact the undersigned.

A handwritten signature in blue ink, appearing to read "Michael Powell", is written over a horizontal line.

Michael Powell
President & CEO

Enclosures

cc: David Ward, Senior Attorney, Policy Division, Public Safety and Homeland Security
Bureau, FCC

SECURITY AND INTEGRITY PLAN OF ONWAV, INC.

The following procedures govern OnWav Inc.'s compliance with lawful requests for electronic surveillance in conformity with the Communications Assistance for Law Enforcement Act as implemented by Part 1, Subpart Z of the Commission's rules, 47 C.F.R. Part 1, Subpart Z.

I. OVERVIEW

Any employee that receives a request from a law enforcement agency or anyone else for any form of electronic surveillance must follow these procedures exactly. Failure to adhere to the procedures set forth herein may result in disciplinary action, including possible termination of employment.

II. ACTIONS AND AUTHORIZATIONS

Any employee who receives a request for any form of electronic surveillance, whether from a law enforcement official or from any other person, should immediately direct the requesting party to Michael Powell ("SSI Representative"), who has been designated by OnWav, Inc. as the authorized person to accept these requests and act on them. The SSI Representative is specifically charged with the responsibility to assist law enforcement in conducting any interception of communications or providing access to call-identifying information. In addition, the SSI Representative is responsible for ensuring that appropriate legal authorization is provided. Such authority consists of a court order signed by a judge or magistrate authorizing or approving interception of wire or electronic communications, or other authorization pursuant to 18 U.S.C. § 2518(7) or any other relevant federal or state statute. The SSI Representative's name, title, and contact information have been submitted to local law enforcement agencies in advance so that requests of this nature can be submitted directly to him. This information, along with a description of the duties of the SSI Representative, is included in Appendix A, attached hereto. In the event that the SSI Representative is not available, all requests must be immediately directed to the most senior management employee available.

The SSI Representative designated to act on these types of requests will assume total responsibility for any request from receipt of the request to its final disposition, including the proper certification and storage of all details regarding the request. The specific responsibilities include but are not limited to:

- Serving as the point of contact for law enforcement concerning a court-ordered surveillance request twenty-four hours a day, seven days a week;
- Ensuring that all requests are made with appropriate legal authorization, such as a court order signed and dated by the judge or magistrate authorizing or approving the request; and
- Implementing the request by, among other things, initiating the request for interception or access to call-identifying information, instructing those performing the various tasks involved, and ensuring compliance with all applicable rules and regulations.

III. RECORDS RETENTION

Information regarding each interception of communications, whether properly authorized or not, will be documented on an approved certification form contemporaneously with, or within a reasonable time after, the initiation of the interception. Such certification will include the following:

- The name of the requesting law enforcement officer, together with his or her agency and department, and a copy of the court order or equivalent authorization; or, in the case of an unauthorized interception, all available documentation detailing the request;
- Information regarding the surveillance request, including the date and time it was presented, the date and time of implementation, the type of interception or call-identifying information requested (*e.g.*, pen register, trap and trace, Title III, or FISA), the target's name and telephone number or circuit identification, and the duration of the interception; and
- The actions taken to obtain this information, and the name, signature, and title of the SSI Representative authorizing and overseeing the action requested in the court order or unauthorized request.

After review of the certification form and associated documents, the SSI Representative will sign and date the record and ensure that it is maintained in a locked file cabinet in the Company's Legal Department, a secure area, for a period of two years.

IV. UNAUTHORIZED USE OF SURVEILLANCE CAPABILITIES

Any employee who knowingly misuses intercept capabilities intended for lawful surveillance will face disciplinary measures, up to and including dismissal. Information regarding any attempt to interfere with a lawful request for surveillance and any incidents of unauthorized electronic surveillance will be reported to local law enforcement.

These policies and procedures will remain in effect until notice is provided to the Commission regarding a significant change.

Signed this 25th of July 2011.

Signature
Michael Powell
President & CEO



Appendix A

**Description and Contact Information of
System Security and Integrity (SSI) Representative**

Name: Michael Powell
Title: President & CEO
Contact Information:
4100 Plantation Drive
Cookeville, TN 38506
Telephone number: 931-544-7224
Fax number: 866-875-2264
Cell number: 931-544-7224 for 24/7 contact

Job Description: In addition to his duties as the SSI Representative described in the attached SSI Plan, **Michael Powell** serves as the **President & CEO** for **OnWav, Inc.** In that capacity, **Michael oversees all operations of the Company.**

In the event that the above listed SSI Representative cannot be reached, please contact or call:

Beauregard Smith
1631 Doris Drive
Cookeville, TN 38501
Cell number: 931-261-5337