



550 West Adams Street
Suite 900
Chicago, IL 60661
312-384-8000

Received & Inspected

FEB 15 2013

FCC Mail Room

February 14, 2013

VIA OVERNIGHT DELIVERY

Chief, Telecommunications Consumers Division
Enforcement Bureau
Federal Communications Commission
445 12th Street, SW, Room 4-C244
Washington, DC 20554

**RE: Copy of 2012 Annual 47 C.F.R. § 64.2009(e) CPNI Certification – Neutral Tandem, Inc.
EB Docket No. 06-36**

Dear Division Chief:

Pursuant to the Compliance Plan outlined in the Consent Decree (**File No. EB-08-TC-4800**) entered into between the Enforcement Bureau of the Federal Communications Commission (“Commission”) and Neutral Tandem, Inc. (“Company”), enclosed is a copy of the Company’s annual section 64.2009(e) CPNI Compliance Certification which was filed with the Office of the Secretary as required in EB Docket 06-36.

If you have any questions concerning this matter or require additional information, please contact me via phone at 312-384-8087 or via email at ason@neutraltandem.com.

Respectfully submitted,

Angel Son
Director, Commission Compliance

Enclosures

No. of Copies rec'd _____
List ABCDE _____

0

Received & Inspected

FEB 15 2013

FCC Mail Room



550 West Adams Street
Suite 900
Chicago, IL 60661
312-384-8000

February 14, 2013

Via ECFS Electronic Filing

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

**RE: 2012 Annual 47 C.F.R. § 64.2009(e) CPNI Certification
EB Docket No. 06-36**

Dear Ms. Dortch:

Pursuant to 47 C.F.R. § 64.2009(e), enclosed for filing with the Federal Communications Commission ("Commission") is the Customer Proprietary Network Information ("CPNI") compliance certificate of Neutral Tandem, Inc. ("Company") as well as the Company's statement of compliance with the Commission's CPNI rules.

If you have any questions concerning this matter, please contact me via phone at 312-384-8087 or via email at ason@neutraltandem.com.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Angel Son".

Angel Son
Director, Commission Compliance

Enclosures

cc: Best Copy and Printing, Inc.

FEB 15 2013

FCC Mail Room

**Annual 47 C.F.R. § 64.2009(e) CPNI Certification
EB Docket 06-36**

Annual 64.2009(e) CPNI Certification for 2012

Date filed: February 14, 2013

Name of company covered by this certification: Neutral Tandem, Inc.

Form 499 Filer ID: 823690

Name of signatory: John Harrington

Title of signatory: Senior Vice President, Litigation & Regulatory

I, John Harrington, certify that I am an officer of the company named above, and acting as an agent of the company and all of its affiliates (the "Company"), that I have personal knowledge that the Company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. See 47 C.F.R. § 64.2001 et seq.

Attached to this certification is an accompanying statement explaining how the Company's procedures ensure that the Company is in compliance with the requirements set forth in section 64.2001 et seq. of the Commission's rules.

The Company has not taken any actions (i.e., proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission against data brokers) against data brokers in the past year.

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

The Company represents and warrants that the above certification is consistent with 47 C.F.R. § 1.17 which requires truthful and accurate statements to the Commission. The Company also acknowledges that false statements and misrepresentations to the Commission are punishable under Title 18 of the U.S. Code and may subject it to enforcement action.

SIGNED _____

John Harrington
Senior Vice President, Litigation & Regulatory
Neutral Tandem, Inc.

Received & Inspected

FEB 15 2013

FCC Mail Room

**STATEMENT OF COMPLIANCE
WITH CPNI RULES**

Neutral Tandem, Inc. (with its affiliates, the "Company") provides tandem services principally to competitive carriers, including wireless, wireline, cable telephony and Voice over Internet Protocol, or (VoIP) providers. Carriers use tandem switches to interconnect and exchange traffic between their networks. The Company provides services to carriers and enterprise end users, not directly to retail customers. The Company provides a managed network tandem service, which actively manages network capacity between the Company's tandem switches and customers' switches, which results in improved network quality and reduced call blocking. The Company also recently began offering Ethernet services (point to point circuits) primarily on a wholesale basis.

The Company has elected to utilize or provide CPNI only for marketing purposes that are permissible without customer approval in accordance with 47 C.F.R. § 64.2005. The Company does not use CPNI for marketing purposes in a manner that requires customer approval and is not required to implement a system by which the status of a customer's CPNI approval can be established prior to the use of CPNI. For example, the Company uses, discloses or permits access to CPNI for marketing purposes in the context of marketing its offerings to existing customers. Thus, the Company may use CPNI to market a higher capacity circuit to a customer that is over-utilizing its existing lower capacity circuit(s). In addition, as permitted by the CPNI rules, the Company uses CPNI (1) to initiate, render, and bill and collect for telecommunications services rendered; (2) to protect rights or property of the Company, other users or other carriers from unlawful use; (3) to provide any inbound telemarketing or administrative services for the duration of a call; (4) for the purpose of providing customer premises equipment and protocol conversion; and (5) in order to provision inside wiring, maintenance and repair services.

The Company has implemented processes and procedures to train its personnel as to when they are and are not permitted to use CPNI. For instance, all Company employees are required to abide by the Company's Code of Conduct, which requires employees to maintain the confidentiality of all information that is obtained as result of their employment by the Company. In addition, designated employees with access to CPNI are also required to abide by the Company's CPNI Protection Policy. Employees who violate either the Company's Code of Conduct or CPNI Protection Policy may be subject to discipline, including possible termination.

The Company has not adopted procedures with respect to the failure of opt-out mechanisms because, as explained above, the Company does not engage in any marketing that would require such consent. But, in the event the Company modifies its marketing practices, the Company will adopt such procedures in conformity with the rules.

The Company does not use independent contractors to engage in marketing efforts on behalf of the Company nor do third parties have access to CPNI except as detailed above.

The Company does not currently engage in any large-scale coordinated sales and marketing campaigns based on CPNI. A significant amount of the Company's marketing is focused on existing customers in areas where the Company has built new facilities and, when

CPNI is used, is limited to those instances where customer approval is not required as detailed above.

The Company has implemented procedures to provide law enforcement with notice should a breach of CPNI occur. After notifying law enforcement and unless directed otherwise, the Company will notify affected customers. The Company will maintain a record of any CPNI-related breaches for a period of at least two years.

The Company has implemented procedures whereby it will not provide CPNI without proper customer authentication. In order to authenticate a customer's identity prior to disclosing CPNI, the Company authenticates the customer using a variety of methods. Call detail records are provided on-line or via e-mail, U.S. mail or overnight business courier.