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February 26, 2013

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

*Filed Electronically Via ECFS*

RE: Vertex Telecom, Inc.
Customer Proprietary Network Information Certification
EB Docket No. 06-36

Dear Ms. Dortch:

Vertex Telecom, Inc., by its undersigned attorneys, hereby submits its 2012 CPNI Compliance Certificate and Accompanying Statement certifying compliance with Section 64.2001 *et seq.* of the Commission's rules.

Please contact the undersigned should you have any questions or concerns at (269) 381-8893 extension 226 or patrick@crockerlawfirm.com.

Very truly yours,

CROCKER & CROCKER

Patrick D. Crocker

PDC/tld

Enclosures

**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 21, 2013

Name of Company Covered by this Certification: Vertex Telecom, Inc.

Form 499 Filer ID: 824966

Name of Signatory: Jim Chiu

Title of Signatory: President

I am the President of Vertex Telecom, Inc. and as such do hereby certify, affirm, depose, and say that I have authority to make this Customer Proprietary Network Information ("CPNI") Annual Certification of Compliance on behalf of Vertex Telecom, Inc. I have personal knowledge that Vertex Telecom, Inc. has established adequate operating procedures to ensure compliance with the Commission's CPNI rules as set forth in 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 ensures compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules.

Vertex Telecom, Inc. received no customer complaints in the past year concerning the unauthorized release of CPNI. Further, Vertex Telecom, Inc. has taken no action against data brokers for the unauthorized release of CPNI during calendar year 2012. Vertex Telecom Inc. will report any information it may obtain with respect to the processes pretexters are using to attempt to access CPNI and what steps Vertex Telecom, Inc. is taking to protect CPNI.

This certification is dated this 21 day of February, 2013.

Jim Chiu
President
Vertex Telecom, Inc.

## Customer Proprietary Network Information Certification
## Accompanying Statement

VERTEX TELECOM, INC. ("VERTEX") has established practices and procedures adequate to ensure compliance with Section 222 of the Communications Act of 1934, as amended, and the Federal Communications Commission's ("FCC") rules pertaining to customer proprietary network information ("CPNI') set forth in sections 64.2001 — 64.2011 of the Commission's rules. This attachment summarizes VERTEX's practices and procedures, which have been updated to adequately ensure compliance with the Commission's CPNI rules.

### Safeguarding against pretexting

- VERTEX takes reasonable measures to protect CPNI and believes that these measures sufficiently prevent unauthorized access to CPNI.

### Training and discipline

- VERTEX has trained its personnel in the appropriate use of CPNI. All employees with access to CPNI are required to review and comply with VERTEX's CPNI policies and procedures.
- VERTEX has disciplinary process in place for violations of VERTEX's CPNI policies and procedures which would encompass any misuse of CPNI.

### VERTEX'S use of CPNI

- VERTEX does not share, disclose, or otherwise provide CPNI to third parties.
- VERTEX may use CPNI for the following purposes:
  - > To initiate, render, maintain, repair, bill and collect for services;
  - > To protect its property rights; or to protect its subscribers or other carriers from fraudulent, abusive, or the unlawful use of, or subscription to, such services;
  - > To provide inbound telemarketing, referral or administrative services to the customer during a customer initiated call and with the customer's informed consent; and
  - > To market additional services to customers that are within the same categories of service to which the customer already subscribes.
- VERTEX does not disclose or permit access to CPNI to track customers that call competing service providers.
- VERTEX discloses and permits access to CPNI where required by law (e.g., under a lawfully issued subpoena).

### Customer approval and informed consent

- VERTEX does not use CPNI for any purpose that would require customer approval to do so. VERTEX does not use CPNI for any marketing purposes and does not share, disclose, or otherwise provide CPNI to any third party. If this policy changes in the future, VERTEX will implement practices and procedures to ensure compliance with the Commission's CPNI regulations.

**Additional safeguards**

- VERTEX has established a supervisory review process designed to ensure compliance with the FCC's CPNI rules.
- VERTEX designates one or more officers, as an agent or agents of the company, to sign and file a CPNI Compliance Certificate on an annual basis. The Certificate conforms to the requirements set forth in FCC rule 64.2009(e).
- VERTEX properly authenticates a customer prior to disclosing CPNI based on customer initiated telephone contact, online account access, or an in-person visit.
- VERTEX notifies customers immediately of any account changes.
- VERTEX may negotiate alternative authentication procedures for services that VERTEX provides to business customers that have both a dedicated account representative and a contract that specifically addresses VERTEX's protection of CPNI.
- In the event of a breach of CPNI, VERTEX will notify law enforcement as soon as practicable and no later than seven (7) business days from discovering the breach. Customers will be notified after the seven (7) day period, unless the relevant investigatory party directs VERTEX to delay notification, or VERTEX and the investigatory party agree to an earlier notification. VERTEX will maintain a record of all CPNI security breaches, including a description of the breach and the CPNI involved, along with notifications sent to law enforcement and affected customers.