

FILED/ACCEPTED

November 1, 2006

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

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Federal Communications Commission  
Office of the Secretary

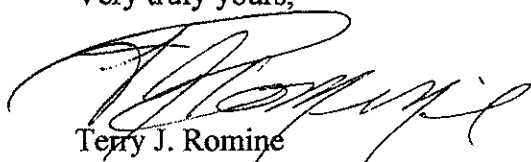
Re: US LEC iTEL L.L.C.  
Telecommunications Carrier Systems Security and Integrity Plan  
(ET Docket No. 04-295)

Dear Ms. Dortch:

Pursuant to 47 C.F.R. § 1.2005 and on behalf of US LEC iTEL L.L.C. ("iTEL"), enclosed is iTEL's Systems Security and Integrity Plan, which sets forth the policies and procedures it uses to comply with the requirement of 47 C.F.R. Subpart Z, for the Commission's review. Also enclosed is a proof of filing copy that we ask that you date stamp and return to us.

In the event that the Commission should have any questions or need additional information in connection with the filed Plan, please contact the undersigned. My direct dial number is (704) 319-1119 and my email address is [tromine@uslec.com](mailto:tromine@uslec.com).

Very truly yours,

  
Terry J. Romine  
Deputy General Counsel – Regulatory

Enclosure

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**US LEC iTEL L.L.C.  
TELECOMMUNICATIONS CARRIER  
SYSTEMS SECURITY AND INTEGRITY PLAN**

This Telecommunications Carrier Systems Security and Integrity Plan ensures that any interception of communications or access to call-identifying information effected within US LEC iTEL L.L.C.'s ("iTEL") switching premises can be activated only in accordance with appropriate legal authorization, appropriate carrier authorization, and with the affirmative intervention of an individual officer or employee of iTEL acting in accordance with regulations prescribed by the Federal Communications Commission ("Commission").

iTEL requires 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 as appropriate legal authorization prior to initiating any interception of communications or access to call-identifying information. Upon receipt of appropriate legal authorization, iTEL has established appropriate carrier authorization policies and procedures to supervise and control officers and employees authorized to assist law enforcement in conducting any interception of communications or access to call-identifying information.

Mr. John Mahler Jr., the Vice President of iTEL, is the appointed individual within iTEL responsible for ensuring that any interception of communications or access to call-identifying information effected within iTEL's switching premises can be activated only in accordance with a court order or other lawful authorization and with the affirmative intervention of an individual officer or employee of iTEL. Mr. Mahler will ensure iTEL personnel receive appropriate legal authorization and appropriate carrier authorization before enabling law enforcement officials and iTEL personnel to implement the interception of communications or access to call identifying information.

A description of Mr. Mahler's job function along with information necessary for law enforcement agencies or other CALEA points of contact to reach Mr. Mahler on a seven days a week, 24 hours a day basis is attached as Appendix A to this policies and procedures document. Mr. Mahler will report to the affected law enforcement agencies, within a reasonable time upon discovery: (1) any act of compromise of a lawful interception of communications or access to call-identifying information to unauthorized persons or entities; or (2) any act of unlawful electronic surveillance that occurred on its premises.

iTEL procedures for maintaining records of each interception of communications or access to call-identifying information pursuant to 47 U.S.C. § 64.2104 are as follows:

1. iTEL will maintain a secure and accurate record of each interception of communications or access to call-identifying information, made with or without appropriate authorization, in the form of single certification. This certification will include, at a minimum, the following information:
  - i. The telephone number(s) and/or circuit identification numbers involved;
  - ii. The start date and time that iTEL enables the interception of communications or access to call identifying information;
  - iii. The identity of the law enforcement officer presenting the authorization;
  - iv. The name of the person signing the appropriate legal authorization;
  - v. The type of interception of communications or access to call-identifying information (e.g., pen register, trap and trace, Title III, FISA); and
  - vi. The name of the iTEL personnel who is responsible for overseeing the interception of communication or access to call-identifying information and who is acting in accordance with the carriers' policies established under 47 U.S.C. § 64.2103.
2. Mr. Mahler is responsible for signing this certification. Mr. Mahler will, by his signature, certify that the record is complete and accurate.
3. This certification will be compiled either contemporaneously with, or within a reasonable period of time, not to exceed ten (10) days after the initiation of the interception of the communications or access to call-identifying information.
4. iTEL requires Mr./Ms. Mahler, as the individual who is responsible for overseeing the interception of communication or access to call-identifying information, in accordance with iTEL' policies established under 47 U.S.C. § 64.2103 to sign the certification and append the appropriate legal authorization and any extensions that have been granted.
5. iTEL will maintain these secure and accurate records for one year at a minimum, but not to exceed three (3) years. iTEL assumes full responsibility to ensure its records are complete and accurate and recognizes that violations are subject to the penalties of 47 U.S.C. § 64.2106.

iTEL Systems Security and Integrity Plan

APPENDIX A

**iTEL Authorized CALEA Point of Contact**

Name: John A. Mahler, Jr.

Title: Vice President US LEC iTEL L.L.C.

Job Description: Administrative

Contact Information:

Post: 579 First Bank Dr., Suite 100, Palatine IL, 60074

Email: [jmahler@uslec.com](mailto:jmahler@uslec.com)

Telephone

Office: 847-348-1314

Fax: 847-963-1302

Mobile: 847-275-9545