

government agencies with expertise in those areas. *See In the Matter of Comsat Corporation d/b/a Comsat Mobile Communications, etc.*, 16 FCC Rcd. 21,661, 21707 ¶ 94 (2001).

After discussions with representatives of FastIPCalls LLC in connection with the above-referenced proceeding, the Agencies have concluded that the additional commitments set forth in the Letter will help ensure that the Agencies and other entities with responsibility for enforcing the law, protecting the national security, and preserving public safety can proceed appropriately to satisfy those responsibilities. Accordingly, the Agencies advise the Commission that they have no objection on those grounds to the Commission granting the above-referenced request, provided that the Commission conditions its authorization on compliance by FastIPCalls LLC with the commitments set forth in the Letter.

The Agencies are authorized to state that FastIPCalls LLC does not object to the grant of this Petition.

Respectfully submitted,

/s/ Richard C. Sofield
Richard C. Sofield
Director
Foreign Investment Review Staff
National Security Division
United States Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, DC 20530

/s/ Stephen R. Heifetz
Stephen R. Heifetz
Deputy Assistant Secretary
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U.S. Department of Homeland Security
3801 Nebraska Avenue, N.W.
Washington, DC 20528

April 1, 2009

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April 1, 2009



March 12, 2009

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Assistant Secretary for Policy
U.S. Department of Homeland Security
3801 Nebraska Avenue, N.W.
Washington, D.C. 20528

Re: Pending application by FastIPCalls LLC for authorization under Section 214 of the Communications Act of 1934, as amended

Sirs:

This letter outlines the commitments made by FastIPCalls ("FastIPCalls") to the U.S. Department of Justice ("DOJ") and to the U.S. Department of Homeland Security ("DHS"), in order to address national security, law enforcement, and public safety concerns raised with regard to the FastIPCalls application to the Federal Communications Commission ("FCC") for an international authorization for authority to provide international resold services to all international points under Section 214 of the Communications Act of 1934, as amended.

FastIPCalls is a U.S. corporation seeking an authorization from the FCC to provide international facilities-based and resold services to all international points under Section 214 of the Communications Act of 1934, as amended. FastIPCalls intends to provide wholesale Internet-based services and Voice over IP (VoIP).

FastIPCalls agrees that, for all FastIPCalls customer billing records, subscriber information, and any other related information used, processed, or maintained in the ordinary course of business relating to communications services offered in the United States ("U.S. Records"), FastIPCalls will store either originals or copies of originals in the United States and make such U.S. Records available in response to lawful U.S.



process.¹ For these purposes, U.S. Records shall include information subject to disclosure to a U.S. Federal or state governmental entity under the procedures specified in Sections 2703(c) and (d) and Section 2709 of Title 18 of the United States Code. FastIPCalls also agrees to ensure that U.S. Records are not made subject to mandatory destruction under any foreign laws.

We understand that, upon execution of this letter by an authorized representative or attorney for FastIPCalls, DOJ and DHS shall notify the FCC that they have no objection to the FCC's grant of the FastIPCalls application filed with the FCC.

Sincerely,

A handwritten signature in black ink, appearing to read "James", is written over a horizontal line. The signature is fluid and cursive.

¹ This statement does not supercede or replace FastIPCalls's other duties to comply with any applicable FCC requirements and regulations. FastIPCalls acknowledges that it must also meet any other applicable FCC regulatory requirements, including but not limited to any requirements related to the storage and protection of Customer Proprietary Network Information (CPNI).