



February 25, 2011
Filed Via ECFS

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

RE: Yak America Inc. – 2010 Annual CPNI Certification Filing
EB Docket No. 06-36

Dear Ms. Dortch:

Enclosed for filing please find the Annual CPNI Compliance Certification for calendar year 2010 submitted on behalf of Yak America Inc., as required by section 64.2009(e) of the Commission's rules.

Any questions you may have concerning this filing may be directed to me at 407-740-3004 or via email to rnorton@tminc.com.

Sincerely,

Robin Norton
Consultant to Yak America Inc.

RN/lm

cc: Best Copy and Printing, Inc. - FCC@BCPIWEB.COM
cc: Valerie Ferraro - Yak
file: Yak - FCC
tms: FCCx1101

**ANNUAL 47 C.F.R. § 64.2009(e) OFFICER'S CERTIFICATION OF
CUSTOMER PROPRIETARY NETWORK INFORMATION (CPNI) COMPLIANCE**

EB Docket 06-36

Annual 64.2009(e) CPNI Certification for 2011: Covering calendar year 2010

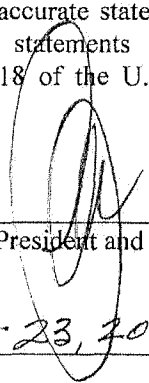
Name of company(s) covered by this certification: Yak America Inc.

Form 499 Filer ID: 821660

Name of signatory: Charles Zwebner

Title of signatory: President and CEO

1. I, Charles Zwebner, certify that I am an officer of the company named above, and acting as an agent of 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.*
2. Attached to this certification is an accompanying statement explaining how the company's procedures ensure that the company is in compliance with the requirements (including those mandating the adoption of CPNI procedures, training, recordkeeping, and supervisory review) set forth in §64.2001 *et seq.* of the Commission's rules.
3. The company has not taken 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 in the past year.
4. The company has not received customer complaints in the past year concerning the unauthorized release of CPNI.
5. 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.



Charles Zwebner, President and CEO
Yak America Inc.

Feb 23, 2011

Date

Attachment A
Statement of CPNI Procedures and Compliance

**Statement of CPNI Procedures and Compliance
For 2010
Yak America Inc.**

Yak America Inc. is a long distance provider offering 10-10 and 1+ long distance services in forty-eight states.

In 2010, we did not use or permit access to CPNI to market any telecommunications or non-telecommunications services. We have trained our personnel not to use CPNI for marketing purposes. Should we elect to use CPNI in future marketing efforts, we will follow the applicable rules set forth in 47 CFR Subpart U, including, if necessary, the institution of operational procedures to ensure that notification is provided and customer approval is obtained before CPNI is used or disclosed.

We have instituted authentication procedures to safeguard the disclosure of CPNI and to protect against attempts by third parties to gain unauthorized access to customer CPNI.

Maintaining the privacy of customers' information, including CPNI, is a condition of employment. All employees are required to execute a Confidentiality Agreement in order to begin employment at Yak. This Confidentiality Agreement, among other things, requires employees to hold customer information in the strictest confidentiality. This policy bars employees from disclosing such confidential information, and prohibits employees from removing confidential information upon conclusion of employment with Yak.

Violation of this policy may result in, among other actions, suspension of work, duties, diminution of responsibilities or demotion, and termination of employment. Additionally, we have adopted a Privacy Policy that all employees must follow as a condition of employment. Review and compliance with our Privacy Policy is required at the start of employment and must be reaffirmed annually. Yak's Privacy Policy sets forth strict procedures for the protection of confidential customer information. As part of its Privacy Policy, Yak has a designated Privacy Officer who is responsible for ensuring compliance with the Company's Privacy Policy.

Failure to abide by the Privacy Policy protecting customer confidential information subjects the employee to disciplinary action, up to and including termination of employment. Our privacy policy is also posted on the Company's website.

We maintain records of all contacts with our customers in our customer record database. All customer service personnel are required to record in the Yak customer record database their contacts with the customer. These records are stored for at least one year.

We do not disclose call detail over the telephone. Our customer service representatives will only discuss our customers' bills once the customer has specifically identified and provided the information in question. Alternatively, we will call the customer back at the phone number of record or mail to the address of record.

We do not disclose CPNI on-line. If we elect to do so in the future, we will follow the applicable rules set forth in 47 CFR Subpart U, including the implementation of authentication procedures that do not require the use of readily available biographical information or account information and customer notification of account changes.

When changes to customer information are requested, customers are notified by e-mail sent to the address associated with the account, without revealing the changed information or sending the notification to the new account information.

We have had no occasions where CPNI was disclosed to third parties in 2010, however we have procedures in place to maintain records of any such disclosures.

We do not have retail locations and therefore do not allow in-store access to CPNI.

We have not had any attempts by third parties to gain unauthorized access to customer information and therefore have no records to date of such breaches. However, we have procedures in place to notify law enforcement in the event of a breach of customers' CPNI and to ensure that customers are not notified of the breach before the time period set forth in the FCC's rules, or, if applicable, when so authorized by law enforcement.

We have not taken any actions against data brokers in the last year.

We have not received any customer complaints about the unauthorized release of CPNI or the unauthorized disclosure of CPNI in calendar year 2010.

We do not have any information with respect to the processes pretexters may use to attempt to access CPNI.