

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	File No. EB-06-TC-4507
)	
Amp'd Mobile, Inc.)	NAL/Acct. No. 200732170011
)	
Apparent Liability for Forfeiture)	FRN: 0014731822
)	

ORDER

Adopted: September 30, 2010

Released: October 1, 2010

By the Assistant Division Chief, Telecommunications Consumers Division, Enforcement Bureau:

1. In this Order, which follows upon our *Notice of Apparent Liability for Forfeiture* (“NAL”),¹ we determine that no forfeiture penalty should be imposed on Amp'd Mobile, Inc. (“Amp'd Mobile”).

2. On March 26, 2007, the Enforcement Bureau issued an NAL in the amount of \$100,000 to Amp'd Mobile for its apparent violation of the Commission's rules by failing to prepare and maintain a CPNI certification that complies with section 64.2009(e).² Consistent with section 503(b)(4) of the Communications Act of 1934, as amended, Amp'd Mobile was granted an opportunity to show, in writing, why no such forfeiture should be imposed.

3. In response to the NAL, Amp'd Mobile provided evidence that it did not begin to provide service until January 2006, and therefore was not required to file CPNI certifications for the years prior to 2006. Accordingly, we find that no forfeiture should be imposed.

4. **ACCORDINGLY, IT IS ORDERED** that, pursuant to section 503(b) of the Communications Act of 1934, as amended, and sections 0.111, 0.311, and 1.80(f)(4) of the Commission's rules, the proposed forfeiture in the NAL **WILL NOT BE IMPOSED**.

5. **IT IS FURTHER ORDERED** that a copy of this Order shall be sent by First Class Mail and Certified Mail Return Receipt Requested to Amp'd Mobile, Inc. to its address of record.

FEDERAL COMMUNICATIONS COMMISSION

Kimberly A. Wild
Assistant Division Chief
Telecommunications Consumers Division
Enforcement Bureau

¹ *In the Matter of Amp'd Mobile, Inc.*, Notice of Apparent Liability for Forfeiture, 22 FCC Rcd 5482 (2007) (“NAL”).

² *Id.*