

AT&T Communications of New York, Inc.  
P.S.C. No. 22 -- Telephone  
Custom Network Services  
Effective Date: July 21, 2010

Section 2  
Leaf No. 18  
Revision: 0  
Superseding Revision:

---

## SECTION 2 - GENERAL REGULATIONS

### 2.7 CONNECTIONS (Cont'd)

#### 2.7.6 Recording of Two-Way Telephone Conversations

CUSTOM NETWORK SERVICES is not represented as adapted to the recording of two-way telephone conversations. However, voice recording equipment which is directly, acoustically or inductively connected with CUSTOM NETWORK SERVICES may be used for the recording of such conversations subject to the following regulations which have been adopted by the FCC:

##### A. Recording Requirements

The voice recording equipment must be arranged so that it can be connected or disconnected (or switched on or off) at the will of the Customer. In addition, one of the following conditions must apply:

- All parties to the telephone conversation must give their prior consent to the recording of the conversation, and the prior consent must be obtained in writing or be part of, and obtained at, the start of the recording, or
- A distinctive recorder tone, repeated at intervals of approximately fifteen seconds, is required to alert all parties when the recording equipment is in use. The distinctive recording tone can be provided as part of (1) the recording equipment, or (2) registered or grandfathered protective circuitry.

A broadcast licensee shall be exempt from the above recording requirements provided at least one of the following requirements is met:

- The licensee informs each party to the call of its intent to broadcast the conversation; or
- Each party to the call is aware of the licensee's intent to broadcast the call; or
- Such awareness of the licensee's intent to broadcast the call may be reasonably imputed to the party.

---

Issued by: Carol E. Paulsen, Director Regulatory, Dallas, Texas 75202