

SECTION 1 - GENERAL REGULATIONS *continued*

1.21 TERMS AND CONDITIONS *continued*

1.21.3 Automatic Number Identification *continued*

- C. The ANI recipient or its designated billing agent is prohibited from utilizing ANI information to establish marketing lists or to conduct outgoing marketing calls, except as permitted by the preceding paragraph, unless the ANI recipient obtains the prior written consent of the telephone subscriber permitting the use of ANI information for such purposes. The foregoing provisions notwithstanding, no ANI recipient or its designated billing agent may utilize ANI information if prohibited elsewhere by law.
 - D. The ANI recipient or its designated billing agent is prohibited from reselling, or otherwise disclosing ANI information to any third party for any use other than those listed in Provision a., unless the ANI recipient obtains the prior written consent of the subscriber permitting such resale or disclosure.
 - E. Telephone Corporations must make reasonable effort to adopt and apply procedures designed to provide reasonable safeguards against the aforementioned abuses of ANI.
 - F. Violations of any of the foregoing terms and conditions by any ANI recipient other than a Telephone Corporation shall result, after a determination through the Commission's complaint process, in suspension of the transmission of ANI by the Telephone Corporation until such time as the Commission receives written confirmation from the ANI recipient that the violations have ceased or have been corrected. If the Commission determines that there have been three or more separate violations in a 24 month period, delivery of ANI to the offending party shall be terminated under terms and conditions determined by the Commission.
- Violations of any of the foregoing terms and conditions by a Telephone Corporation may result in Commission prosecution of penalty and enforcement proceedings pursuant to Sections 24, 25, and 26 of the Public Service Law.