

David Laliberte

From: David Archbold
Sent: Tuesday, October 13, 2009 5:20 PM
To: 'Vandendries, Frans'
Cc: 'Victor.Corcoran@digicelgroup.com'; 'Tom.Kinstler@telecayman.com'; 'Raul.Nicholson-Coe@digicelgroup.com'; 'KilburnH@telecayman.com'; 'James.McElvanna@digicelgroup.com'; 'lhydes@westtel.ky'; 'medenholm@westtel.ky'; 'ian.callow@time4lime.com'; David Laliberte
Subject: re:Further report of the LNP Working Group

Dear Frans,

It has come to my attention that, whilst the Authority has responded informally (verbally) to the Working Group proposal outlined in your e-mail below, it has not yet done so in writing.

I would therefore like to confirm that the Authority will not contract for the services of a consultant to assist in the implementation of LNP, nor will the Authority enter into a contract with the LNP solution provider. As the Authority noted in its letter of 17 June 2009, responsibility for implementing LNP rests with the licensees, not the Authority. It therefore is the licensees responsibility to hire a consultant to provide technical advice if they so wish, and to create a formal legal entity to sign an agreement with an external LNP provider, at their own expense. The Authority is prepared, if requested, to assist with devising a plan for the equitable division of such costs between licensees.

I would also like to remind you that, despite any implication to the contrary in your second paragraph (i.e. "No member of the Working Group endorses spending the financial and other resources necessary to implement NP..."), the licensees do not have the ability to opt out of the expenses associated with LNP. They are required by law and the terms of their licences to implement LNP by 30 June 2010. These expenditures therefore are now a cost of doing business as a telephony provider in the Cayman Islands.

Please note that the Authority intends to take enforcement action against any licensee that does not comply with ICT Decision 2008-5. This could include the issuance of daily fines. I would strongly recommend that this is drawn to the attention of the most senior levels of your respective management teams.

Regards,

David Archbold

David A Archbold
Managing Director
Information & Communications Technology Authority
david.archbold@icta.ky
www.icta.ky

From: Vandendries, Frans [mailto:frans.vandendries@time4lime.com]
Sent: Monday, August 03, 2009 3:33 PM
To: David Archbold; David Laliberte
Cc: Lewie Hydes; Victor.Corcoran@digicelgroup.com; Tom.Kinstler@telecayman.com; Raul.Nicholson-Coe@digicelgroup.com; Mike Edenholm; KilburnH@telecayman.com; James.McElvanna@digicelgroup.com; Callow, Ian
Subject: [*SP* 30%] Further report of the LNP Working Group

Dear Mr. Archbold,

Further to our report of 15 July 2009, the LNP Working Group has met and further discussed the issues involved in establishing Number Portability (NP) in the Cayman Islands. Consistent with our earlier report, the clear consensus of the Working Group (Digicel, LIME, TeleCayman and WestTel) is that:

1. We are keen to have NP successfully implemented in a manner that ensures long term viability.
2. We are only beginning to understand what we do not know about NP.
3. Without a deeper understanding of what we need to know, there is a strong chance that we might not achieve the first goal.

While the Working Group did discuss some timelines for the implementation of NP in the Cayman Islands, the consensus was that these were guesses, at best, and it was almost certain that one or more suggested milestones might not be realistic or that trying to adhere blindly to them might not result in a successful implementation of NP. No member of the Working Group endorses spending the financial and other resources necessary to implement NP with such a high degree of unknowns or risks of failure.

Given that detailed knowledge is the largest gap facing the Working Group, we have tasked its Technical Committee to identify potential persons with experience or expertise in implementing NP, and to determine the approximate cost of engaging them as a consultant. As the Working Group has already identified a list of potentially qualified NP solution providers (please refer to the confidential attachment to our 15 July 2009 report), this person's primary responsibilities would be to draft and issue an RFP, assist the Authority and Working Group in reviewing the responses, and oversee the successful implementation of NP by the selected vendor.

The Working Group proposes that the Authority contract with this person, so that he or she will not be seen to be tied to any specific licensee. We also propose that the Authority, or a yet-to-be-formed industry entity if it is fully constituted, contract with the selected NP solution provider for the same reasons.

The Working Group also requests the opportunity to meet with the Board of the Authority, in order to discuss the concerns its members have regarding an attempt to implement NP without fully understand what it necessary in order to do so.

On behalf of the Working Group,

Frans Vandendries
Chair – LNP Working Group



Frans Vandendries
Vice President Legal Regulatory and Corporate Affairs

Desk: +1 345 747 3644
Mobile: +1 345 916 0831
Fax: +1 345 949 1876
E-mail: frans.vandendries@time4lime.com

PO BOX 2425, Grand Cayman, Cayman Islands
www.time4lime.com

Attention:

This e-mail message has been scanned for viruses and content. The information contained in this e-mail is confidential and may also be subject to legal privilege. It is intended only for the recipient(s) named above. If you are not named above as a recipient, you must not read, copy, disclose, forward or otherwise use the information contained in this e-mail. If you have received this e-mail in error, please notify the sender (whose contact details are above) immediately by reply e-mail and delete the message and any attachments without retaining any copies.

This email has been scanned by LIME's email security system.

7/9/2010

