



TO: Customers Requesting Fax Numbers  
FROM: MDR  
RE: Fax Numbers – Legal Restrictions on Usage

Upon your request, telephone facsimile (fax) numbers have been included on the enclosed order. Federal legislation outlines the legal use of fax numbers. Restrictions do apply. Please read carefully the warning message below prior to using the fax numbers. **It is your responsibility** to use the numbers in a legal manner. MDR provides information for lawful purposes only and expressly prohibits the use of its business data in any unlawful manner.

If you need further clarification of the laws that exist, you can contact the FCC directly at **888-225-5322**, or you can visit their Web site at <http://www.fcc.gov>. If you have questions concerning this order, please contact your MDR Representative at 800-333-8802.

## WARNING: FCC rules ban unsolicited advertisements to fax machines.

In 1992, the Federal Communications Commission (FCC) implemented the Telephone Consumer Protection Act (TCPA), 47 U.S.C. § 227. The TCPA is a federal statute that addresses the use of facsimile machines. It prohibits the use of a telephone facsimile machine, computer, or other electronic device to send unsolicited advertisements to a telephone facsimile machine. An "unsolicited advertisement" is defined as a transmission advertising the commercial availability or quality of property, goods, or services without the prior express invitation or permission of the person or entity receiving the transmission. If the sender and the recipient have an established business relationship, an invitation or permission to receive unsolicited facsimile advertisements is presumed to exist. The statutory prohibition applies to such advertisements sent both to residential and business facsimile numbers.

In 2005, the Junk Fax Prevention Act amended the TCPA to permit the sending of unsolicited facsimile advertisements to individuals and businesses with which the sender has an established business relationship (EBR) and to provide a process by which any sender must cease sending such advertisements upon the request of the recipient. On April 5, 2006, the Commission adopted rules to implement the Junk Fax Prevention Act. Among other things, 47 C.F.R. § 64.1200 requires the sender of fax advertisements to provide notice and contact information on the fax that allows recipients to opt out of future fax transmissions from the sender and requires senders to honor opt-out requests within the shortest reasonable period of time, not to exceed 30 days. For more details about the fax rules, visit the FCC Web site at <http://www.fcc.gov>.