

Ms. Blanca S Bayo, Director
Divn. of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Blvd.
Betty Easley Conference Ctr #Rm 110
Tallahassee, Florida 32399-0850

ORIGINAL

June 27, 1999

HAND DELIVERY

RE: Docket No. 990373-TP

Dear Ms. Bayo,

Enclosed you will find for filing in the above -referenced docket for Peggy Arvanitas, representing herself, are the original and fifteen copies of the June 29 Voluntary Stipulation Hearing comments of the Industry's proposal in leu of Consecutive Numeration. The pre-hearing officer has allowed me to bring my comments to the meeting.

Please acknowledge receipt of these documents, by stamping the extra copy of this letter "filed" and returning the same to me.

Thank-you for your assistance in this filing.

Sincerely,

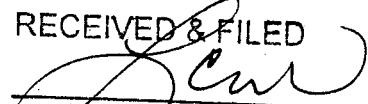


Peggy Arvanitas
RE/MAX First Class
620 Bypass Drive
Clearwater, Fla. 33760
(727)-797-7500

AFA _____
APP _____
CAF _____
CMU _____
CTR _____
EAG _____
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OPC _____
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OTH _____

cc: All parties of record

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DOCUMENT NUMBER-DATE

07843 JUN 29 99

FPSC-RECORDS/REPORTING

RECEIVED-FPSC
99 JUN 29 AM 9:19
RECORDS AND REPORTING

In RE: Establishment of a statewide)
Emergency Area Code Relief Plan)
_____)

Docket No. 990373-TP
Filed : June 29, 1999

PEGGY ARVANITAS' VOLUNTARY STIPULATION STATEMENT,

(alias "The Pelican Brief" , hopefully with no
copyright infringement upon a good movie)

My first experience with the Public Service Commission was in 1998, with the 10 digit-overlay proposal. Of course, I as well as 20 other concerned citizens made a very good arguement, and GTE had to do a geographic split between Pinellas and Hillisborough counties. My first experience doing this docket was not so kind. After being provided faxed documents and told I could participate in a teleconference call, I had Sprint's attorney, Charles Rewinkle tell me to "shut up and just listen, you're not the industry." Well, Charles, you're right. I'm not a telecommunications company or an attorney. But, I am a Realtor. So, all you attorneys, you are the buyer, and this Voluntary stipulation is an offer on a house. And, folks, Joe Garcia, this is an offer on your house. I am now YOUR Realtor, and I will discuss with you the provisions of this offer, and why I feel you SHOULD NOT SIGN THIS.

The first part of this offer is the buyers who must perform. Well, we have Ma-BellSouth, and "Pa", GTE. But unfortunately, we also have their dog, their bird and their monkey on the contract. You see, on Pg 4 of the Voluntary Stipulation, the CMRS providers, alias cellular phone companies go out of their way to tell you they are not under your jurisdiction. So, these parties feel that they are not bound by specific performance to perform. And I have never seen a contract where they are busy telling you WHAT THEY WILL NOT DO. They do not have to do utilization studies. They will do "voluntary utilization studies." And then, submit them to you, maybe , until a time as NANPA will get

the utilization reports from them, and slowly send the reports down to you.

Which leads us to another problem with this offer. NANPA, or alias "Grandpa" is an industry created entity. They give you the information, now for what NXX's are assigned- after they assign them. (Read staff's-PSC March 24 case background.) NANPA gets forecasting information from COCUS ANNUALLY. Which is pretty old information by the time they share it with you. And, Staff has stated that NANPA, (pg 2 of their March 24 statement) "has declared extra-ordinary jeopardy in the 561,941,305, and 954 area codes." All because NPA's being in jeopardy are do to FORCASTS from the industry, NOT utilization studies like the PSC requests, which are a more accurate measurement of usage. I am attaching FCC docket 99-122 No. 72, in the FCC docket, open for comments until Aug 30. Because the FCC says, "Accurate and detailed utilization data is necessary to maximize the benefits of number pooling." (Exhibit A). But, this means for a while, maybe you'll get the check for your mortgage monthly and then it's going to a third party. Oh, Joe Garcia, I didn't tell this to you in the beginning. This is not a sale of your house, it's a LEASE PURCHASE!

You see, on Pg 2 of the Voluntary Stipulation agreement, this number management agreement is for preparation for number pooling. But wait, the document says, " LRN-LNP capable service providers will analyze their inventory of 1000 number blocks..... for potential contribution to an industry telephone number inventory pool." There's one problem, Joe. The dog, bird , and monkey, alias CMRS providers do not have to be LRN-LNP capable 'til November 24, 2002. So, this is a 3 year lease purchase. Well, will they ever be able to buy your house? Read Pgs 60-80 of the FCC docket 99-122, and they discuss the specificities of the massive amount of equipment needing to be purchased, and 1000 block pooling means 1000 block numbers wired to a switch,

times 10. How can you port numbers when you are currently releasing 10,000 bundles, and that's how they're wired to a switch? They haven't spent money on equipment, yet.

But the biggest problem with this offer is the "9 month inventory of numbers" all of the "buyers" have stipulated. You see, this is like leaving the repair cap blank, and the benefit goes to the buyer. "Nine months of TN resources to ~~meet~~ customer demand. " Well, forecasting, proprietary information.... Geez, if you wrapped yourself with 20 months of TN resources, nobody would know. Then you wouldn't have to "pool" any excess numbers in the number pool? Because, in the states it has been implemented, it's only voluntary. And CMRS providers, some being represented in this room have said for the record, they won't pool. They feel they have a higher utilization rate than the land based carriers.

So, Joe Garcia, Julia Johnson, and the other PSC members, we don't have a good offer to present to you. And the scary part is, the PSC Appeals attorney Diane Caldwell is a "fox in the henhouse." To file an about face reversal after the recommendation was to deny this proposal, and do it when Levent Ileri is out of town. Your staff member was doing work for you in another area... that is savage. And Diane, to have the audacity to put Levent Ileri's name on the document filed June 25 is savage. And she wants you to make an expedited ruling BEFORE the July 7-8 hearing? Of course, I knew in the beginning she was partial. See exhibits B,C,D, and E. This was the fax I also received May 25. A cozy letter to everyone from AT&T Floyd Self, discussing his conversation with Diane Caldwell. And these are emergency relief NANPA filings to determine the safe passage of this document without the PSC. Is that why they wanted to stay the motion, to put this *docket* on hold? That's the equivalent of negotiating with your mortgage lender for the sale of your home. Now, a moment of prayer , while I pray for the state of Florida..... Amen

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which all NXX codes within each NPA will be assigned.¹⁰⁷

72. As currently configured, the COCUS has a number of shortcomings. First, because the COCUS was established through industry guidelines, carriers currently do not have a regulatory obligation to respond, which impedes the NANPA's ability to gather comprehensive and accurate number utilization and forecast information. Carrier response has not been sufficient to enable the NANPA to gather the information it requires.¹⁰⁸ Second, COCUS relies, in large part, on carrier forecasts, but the current CO Code Guidelines do not provide any mechanism by which the NANPA can evaluate the reasonableness of these forecasts. Third, because the COCUS is conducted only once a year, any analyses based on COCUS information become quickly outdated. Finally, the forecast and utilization data collected through COCUS lacks sufficient specificity to enable the NANPA to determine how carriers are utilizing the numbers currently assigned to them.¹⁰⁹ Unless addressed, this lack of detail will hamper numbering resource optimization efforts, because utilization data drives many of the number optimization measures proposed in this Notice, or otherwise being considered by the industry or state commissions. For example, the NANPA would need detailed utilization data to confirm that a carrier had met utilization rate requirements such as those proposed above.¹¹⁰ Moreover, accurate and detailed utilization data is necessary to maximize the benefits of number pooling, both to ensure that carriers fully utilize existing blocks of numbers before they request additional blocks, and to determine which blocks of numbers are eligible for contribution to the pool.¹¹¹ We find that these shortcomings render the current COCUS increasingly unreliable as a tool for managing current and future numbering resources.

73. *Mandatory data submission requirement.* Consistent with the recommendation made by the NANC,¹¹² and supported by a number of the parties that commented on the NANC

¹⁰⁷ Our rules require the NANPA to monitor the use of NXX codes within each NPA, forecast the date by which all NXX codes within that NPA will be assigned, and plan and initiate area code relief. See 47 C.F.R. §§ 52.13, 52.15, and 52.19.

¹⁰⁸ *But see* PageNet comments at 19 (arguing that there is no need to collect more information).

¹⁰⁹ The 1999 COCUS requested carriers to provide aggregate NPA-wide number utilization data.

¹¹⁰ See *supra* ¶¶ 64-68.

¹¹¹ See North Carolina Commission comments at 6; see also *infra* Section V.C.

¹¹² See NANC Meeting Minutes, Nov. 18-19, 1998. NANC reached consensus on the obligation of service providers to report utilization and forecast data to the NANPA and NANC reaffirmed its commitment to maintaining confidentiality on the collection of data.

Ex B

To: Ann Shelfer, Bev Menard, Bill Brown, Brian Sulmonetti, Bruce May, Char Meins, Charlie Beck, Charlie Pellegrini, Chris Kennedy, David Dimlich, Deborah Kennicott, Doc Horton, Donna McNulty, Doug McCullough, Jill Butler, Jim Falvey, Kathleen Greenan, Ken Hoffman, Kim Caswell, Lans Chase, Marc Dunbar, Marsha Rule, Michael Goggin, Michael Gross, Monica Barone, Morton Posner, Paul Guarisco, Pete Dunbar, Rhonda Merritt, Rick Melson, Stan Greer, Steve Brown, Susan Brooks, Suzanne Toller, Tracy Hatch, Wayne Stavanja, Wiggins Firm
 From: "Floyd R. Self" <fself@lawfla.com>
 Subject: Final, Final Number Stip
 Cc:
 Bcc: Floyd Self (Home)
 X-Attachments: C:\ATTACH\FINALNS.DOC;

To all:

Attached is the final, final version of the numbering stipulation for Florida PSC Docket No. 990373. The only changes from the "final" draft you received last Thursday night have been to correct some typos, corrections to industry documents, and to delete the reference to number pooling in the first sentence of paragraph number one (such that service providers will simply set aside uncontaminated 1000s number blocks).

To execute, please type up on a separate piece of paper the following:

1. The following statement: The following hereby agrees to the Stipulation and Voluntary Number Management Measures submitted in Florida Public Service Commission Docket No. 990373-TP.
2. Signature of authorized person.
3. Typed name of the person signing.
4. Title of person signing, or "Counsel for" statement.
5. Name of each company that the person is signing on behalf of.

Fax me the signed signature page as soon as it is executed then overnight or hand deliver the original signed page to me as soon thereafter as possible. Please at least have the faxed copy of the execution back to me no later than noon Thursday, so we can get the document filed with the FPSC by Thursday afternoon. I have already updated Dianna Caldwell on the broad outlines of the stipulation and voluntary and our intent to file this week.

I will file the document along with a motion to accept the document, to immediately stay the testimony due June 4th, for expedited treatment, and such other relief as is necessary to effectuate the terms of the document. I do not know whether it is necessary for this to go to the full Commission, but if it does, we will ask that the prehearing officer at least immediately stay the testimony.

If anyone that is a party cannot sign but has no objection (that's probably you Charlie, I hope), please let me know so I can make that representation in the cover letter.

Please forward this as necessary. Please let me know if you have any questions or other issues with this document (I hope we have all the typos, but if you find one, it is not to late to fix typos).

Thank you again to everyone for your help and work on this effort.



11880 College Boulevard
Overland Park, KS 66210-2035

Sprint Personal Communication Service:

May , 1999

Via Facsimile

Ron Connors
Director
North American Numbering Plan Administrator/Lockheed Martin
1133 15th St. NW, 12th Floor,
Washington, DC 20005
202-756-5796
Fax 202-887-0331

Re: Request to reopen and modify the NPA-NXX assignment procedures for
the 321, 352, 407, 727, 786, 813, 850, 904 area codes

Dear Mr. Connors:

Sprint PCS requests that NANPA convene an industry meeting to reopen and modify the NPA-NXX assignment procedures for the 321, 352, 407, 727, 786, 813, 850, 904 area codes to incorporate the terms of the attached Stipulation and Voluntary Conservation Measures ("Conservation Measures"). Sprint PCS requests that NANPA distribute the Conservation Measures to the industry and convene a meeting at the earliest possible date. NANPA will be receiving a request from another carrier seconding Sprint PCS's request.

If you have any questions, please call me at (913) 315-2611.

Sincerely,

Scott Ludwikowski



11880 College Boulevard
Overland Park, KS 66210-2035

Sprint Personal Communication Service

May __, 1999

Via Facsimile

Ron Conners
Director
North American Numbering Plan Administrator/Lockheed Martin
1133 15th St. NW, 12th Floor,
Washington, DC 20005
202-756-5796
Fax 202-887-0331

Re: Request to reopen and modify jeopardy procedures for the 305, 561, 941,
and 954 area codes

Dear Mr. Conners:

Sprint PCS requests that NANPA convene an industry meeting to reopen and modify the jeopardy procedures for the 305, 561, 941, and 954 area codes to incorporate the terms of the attached Stipulation and Voluntary Conservation Measures ("Conservation Measures"). Sprint PCS requests that NANPA distribute the Conservation Measures to the industry and convene a meeting at the earliest possible date. NANPA will be receiving a request from another carrier seconding Sprint PCS's request.

If you have any questions, please call me at (913) 315-2611.

Sincerely,

Scott Ludwikowski

[Carrier Second Form]

May __, 1999

Via Facsimile

Ron Conners
Director
North American Numbering Plan Administrator/Lockheed Martin
1133 15th St. NW, 12th Floor,
Washington, DC 20005
202-756-5796
Fax 202-887-0331

Re: Request to reopen and modify jeopardy procedures for the 305, 561, 941,
and 954 area codes

Dear Mr. Conners:

[Company] seconds Sprint PCS's May __, 1999 request that NANPA convene an industry meeting to reopen and modify the jeopardy procedures for the 305, 561, 941, and 954 area codes to incorporate the terms of the Stipulation and Voluntary Conservation Measures attached to Sprint PCS's request. [Company] requests that NANPA convene a meeting at the earliest possible date.

If you have any questions, please call me at _____.

Sincerely,

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Establishment of a
statewide emergency area code
relief plan.

DOCKET NO. 990373-TP
FILED: June 29, 1999

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of
Peggy Arvanitas's comments to the Voluntary Stipulation Agreement
filed by the industry. This was hand delivered to the nice attorneys at
the hearing, as I was told I could by the pre-hearing officer June 16, 1999

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*Signed,
Peggy Arvanitas*