



Public Service Commission

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RECORDS AND REPORTING
AUG - 5 AM 11:51
PSC

DATE: AUGUST 5, 1999

TO: DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYO)

FROM: DIVISION OF COMMUNICATIONS (ILERI, BARRETT) *sec/MP*
DIVISION OF LEGAL SERVICES (WATTS, COX) *CB*

RE: DOCKET NO. 990223-TP - REQUEST FOR REVIEW OF PROPOSED NUMBERING PLAN RELIEF FOR THE 941 AREA CODE

DOCKET NO. 990184-TL - INVESTIGATION INTO BOUNDARY ISSUES IN SOUTH SARASOTA AND NORTH CHARLOTTE COUNTIES (ENGLEWOOD AREA)

DOCKET NO. 981941-TL - INVESTIGATION INTO TELEPHONE EXCHANGE BOUNDARY ISSUES IN SOUTH POLK COUNTY (FORT MEADE AREA)

AGENDA: AUGUST 17, 1999 - REGULAR AGENDA - PETITION FOR CLARIFICATION - INTERESTED PERSONS MAY PARTICIPATE

CRITICAL DATES: EXHAUST DATE (SEPTEMBER, 1999)

SPECIAL INSTRUCTIONS: NONE

FILE NAME AND LOCATION: S:\PSC\CMU\WP\990223CL.RCM

CASE BACKGROUND

Pursuant to the Number Plan Area (NPA) Code Relief Planning and Notification Guidelines (INC 97-0404-016), Mr. Stan Washer, Senior NPA Relief Planner for the Eastern Region of the North American Numbering Plan (NANP), notified the code holders and other industry members on June 16, 1998, that the 941 area code was approaching exhaustion. The NANP Administrator hosted an industry meeting in Tampa, Florida, on July 8, 1998 to discuss alternative relief plans. NANP Administration (NANPA), at that time, had only two plans. The industry reached a consensus to recommend Alternative Relief Plan #1, a geographic split, as the method of

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relief for the 941 area code. On August 14, 1998, Mr. Washer notified the Commission of the industry's consensus.

The Commission received many objections to the proposed plan from members of the public, asking that the Commission review the proposed relief plan. As a result of reviewing the 941 situation, the Commission staff became aware of certain boundary issues associated with the proposed relief plan. Citizens and public officials alike in the Ft. Meade area of Polk County and the Englewood community in Sarasota County voiced concerns about the impact of the proposed plan on their respective communities. Consequently, dockets were established to investigate these boundary issues: Docket No. 981941-TL for the Ft. Meade/Polk County region and Docket No. 990184-TL for the Englewood/Sarasota County region.

The Commission scheduled workshops and public hearings in each Docket. Resultant from the workshops, staff expanded the list of 941 relief plan alternatives to five, three of which included various split and overlay configurations. On February 26, 1999, a formal complaint pertaining to the 941 relief plan was filed by Wireless One (d/b/a Cellular One), which necessitated the initiation of a third docket, Docket No. 990223-TL, Request for Review of Proposed Numbering Plan Relief for the 941 Area Code. In Order No. PSC-99-0633-PHO-TL, issued April 5, 1999, all three (3) of the dockets were consolidated. This action negated the hearings and scheduled events associated with the earlier dockets, 981941-TL and 990184-TL (Ft. Meade and Englewood, respectively). Customer hearings and a full evidentiary technical hearing for the newly consolidated docket (Docket No. 990223-TL) were conducted on April 8, 1999, in Sarasota and in Ft. Myers on April 9, 1999.

On May 25, 1999, the Commission issued Order No. PSC-99-1066-FOF-TL (941 Final Order), approving a single geographic split. Under the approved plan, exchanges located predominantly in Polk, Hardee, DeSoto, Highlands, Okeechobee, Glades, and Hendry counties are split off from the former 941 area code and assigned the new area code, 863. All the other exchanges retain the 941 area code.

On June 8, 1999, Lockheed Martin IMS (Lockheed or NANPA) filed a Petition for Clarification of the 941 Final Order. No responses to Lockheed's Petition were filed.

Below is staff's recommendation on Lockheed's Petition for Clarification.

DISCUSSION OF ISSUES

ISSUE 1: Should the Commission grant Lockheed Martin IMS' Petition for Clarification of Order No. PSC-99-1066-FOF-TL?

RECOMMENDATION: Yes, the Commission should grant the petition and clarify a portion of Order No. PSC-99-1066-FOF-TL to read as follows:

Based on our calculations of the exhaust lives utilizing Central Office Code Utilization Survey (COCUS) data provided by the NANPA witness, the projected exhaust dates for the 941 and the new area code under Alternative #16 (a single geographic split), are 3.5 and 8.9 years, respectively."

STAFF ANALYSIS: As indicated in the Case Background above, Lockheed seeks clarification of a statement found on page 17 of Order No. PSC-99-1066-FOF-TL, which reads as follows:

Based on testimony provided by the NANPA witness, the projected exhaust dates for the 941 and the new area code under Alternative #16 (a single geographic split), are 3.5 and 8.9 years, respectively.

Lockheed believes that this sentence indicates that the NANPA (Lockheed) witness, Pamela Kenworthy, calculated and testified as to the projected lives of the 941 and new area codes for Alternative #16, the 941 relief plan that the Commission approved. Lockheed argues, however, that its witness could not have provided testimony regarding Alternative #16 since it did not exist at the time Lockheed filed its testimony in this proceeding. As a result, Lockheed respectfully requests that the Commission clarify the 941 Final Order to delete attribution of the projected lives of Alternative #16 to Lockheed's witness.

Staff believes that Lockheed raises a valid point in its Petition. There is arguably some ambiguity in the 941 Final Order regarding the attribution to the Lockheed (NANPA) witness of the calculation of the projected lives for the 941 area code relief plan, Alternative #16. Accordingly, staff recommends that the Commission grant Lockheed's Petition for Clarification and clarify the relevant portion of page 17 of Order No. PSC-99-1066-FOF-TL to read as follows:

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Based on our calculations of the exhaust lives utilizing Central Office Code Utilization Survey (COCUS) data provided by the NANPA witness, the projected exhaust dates for the 941 and the new area code under Alternative #16 (a single geographic split), are 3.5 and 8.9 years, respectively."

ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes, with the approval of staff's recommendation on Issue 1, this docket should be closed. (COX, WATTS)

STAFF ANALYSIS: Upon approval of staff's recommendation on Issue 1, there are no further matters for the Commission to address in this docket. Accordingly, staff recommends that the Commission close this docket.