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Legal Department

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Nancy B. White  
General Counsel - Florida

BellSouth Telecommunications, Inc.  
150 South Monroe Street  
Room 400  
Tallahassee, Florida 32301  
(305) 347-5558

COMMISSION  
CLERK

October 11, 2004

Mrs. Blanca S. Bayó  
Director, Division of the Commission Clerk  
and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

**Re: Docket No.:  
Petition for Expedited Review of Growth Code Denial  
by the North American Numbering Plan Administrator for the  
Gainesville (Northwest) exchange**

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Petition for Expedited Review of NXX Code Denial, which we ask that you in the captioned *new* docket.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,

*Nancy B White PN*  
Nancy B. White

cc: All Parties of Record  
Marshall M. Criser III  
R. Douglas Lackey

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*B*  
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**CERTIFICATE OF SERVICE**  
**Petition for Expedited Review of Growth Code Denial**  
**by the North American Numbering Plan Administrator for the**  
**Gainesville (Northwest) exchange**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

First Class U.S. Mail this 11th day of October, 2004 to the following:

Staff Counsel  
Florida Public Service  
Commission  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

NANPA  
Thomas Foley  
NPA Relief Planner  
820 Riverbend Blvd.  
Longwood, Florida 32779-2327  
Tel. No.: (407) 389-8929  
Fax. No.: (407) 682-1108  
[thomas.foley@neustar.com](mailto:thomas.foley@neustar.com)

  
Nancy B. White

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Expedited Review of Growth )  
Code Denial by the North American Numbering )  
Plan Administrator for the Gainesville (Northwest) )  
exchange )  
\_\_\_\_\_ )

Docket No.: 041203-TP  
Filed: October 11, 2004

PETITION FOR EXPEDITED REVIEW OF NXX CODE DENIAL

BellSouth Telecommunications, Inc. ("BellSouth"), pursuant to 47 C.F.R. § 52.15(g)(iv), Federal Communications Commission ("FCC") Order FCC 00-104, and Florida Public Service Commission ("Commission") Order No. PSC-01-1873-PCO-TL, petitions the Commission to review the North American Numbering Plan Administrator's ("NANPA") denial of BellSouth's request for additional numbering resources in the Gainesville exchange. In support of this petition, BellSouth states:

PARTIES

1. BellSouth is a corporation organized and formed under the laws of the State of Georgia and an incumbent local exchange company ("ILEC") regulated by the Commission and authorized to provide local exchange telecommunications and intraLATA toll telecommunications in the State of Florida.

2. NANPA is an independent non-governmental entity, which is responsible for administering and managing the numbering resources in pooling areas. See 47 C.F.R. § 52.13 (d).

JURISDICTION

3. The Commission has jurisdiction of this matter pursuant to Industry Numbering Committees (INC) NPA Code Relief Planning & Notification Guidelines Section 2.10 and Central Office Code (NXX) Assignment Guidelines Section 5.2. The

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provisions provide that a carrier may challenge NANPA's decision to deny numbering resources to the appropriate regulatory authority.

#### **BACKGROUND AND REQUEST FOR RELIEF**

4. On March 31, 2000, the FCC issued Order No. 00-104 ("FCC 00-104" or the "Order") in the Numbering Resource Optimization docket (Docket No. 99-200). The goal of FCC 00-104 was to implement uniform standards governing requests for telephone numbering resources in order to increase efficiency in the use of telephone numbers and to avoid further exhaustion of telephone numbers under the NANP.

5. Among other things, FCC 00-104 adopted a revised standard for assessing a carrier's need for numbering resources by requiring rate center based utilization rates to be reported to North American Numbering Plan Administrator ("NANPA"). FCC Order at § 105. The FCC further required that, to qualify for access to new numbering resources, applicants must establish that existing numbering inventory within the applicant's rate center will be exhausted within six months of the application. Prior to the ruling, the Central Office Code Assignment Guidelines, used by the industry and NANPA to make code assignments, required the applicant's existing number inventory within the applicant's serving switch to exhaust within a specific months-to-exhaust ("MTE") of the code application in order for a code to be assigned or for the carrier to prove that it was unable to meet a specific customer's request with its current inventory of numbers. The FCC stated that the shift to a "rate center" basis for determining the need for new numbering resources was intended to "more accurately reflect how numbering resources are assigned" and to allow "carriers to obtain numbering resources in response to specific customer demands." FCC Order at ¶ 105.

6. On December 29, 2000, the FCC also released FCC 00-429, which reaffirmed FCC 00-104 and also required carriers to also meet a 60 percent initial utilization threshold. FCC 00-429 at ¶ 26. Based on these two FCC orders, carriers are required to meet a six MTE criteria as well as a utilization threshold on a rate center/exchange basis in order to be granted additional numbering resources. Id. at ¶ 29.

7. In FCC 00-104, the FCC directed the industry and the Pooling Administrator to comply with the INC Pooling Guidelines. FCC 11-104 ¶183. Pursuant to the INC Guidelines, in order to obtain thousand-block allocations, the carrier must demonstrate that its existing numbering resources for the rate center will exhaust within six (6) months and also have a utilization of 60 percent for the specific rate center. See INC Guidelines Section 4.3(d) and Appendix 3. These requirements are known as the six (6) months-to-exhaust (“MTE”) and utilization threshold.

8. Since the beginning of this year, BellSouth has submitted several requests for additional numbering resources to North American Numbering Plan Administrator (“NANPA”) and NeuStar for assignment of additional numbering resources to meet the demands of its customers in several Florida exchanges, including Daytona Beach, DeLand, Ft. Lauderdale, Hollywood, Gainesville, Jacksonville, Keys, Miami, North Dade, Orlando, Palm Coast, Weekiwachee Springs, and West Palm Beach.

9. BellSouth has completed these applications in accordance with INC guidelines and filled out the necessary Months-to-Exhaust and Utilization Certification Worksheets as required.

10. BellSouth has utilized mechanisms such as number pooling to manage its numbering resources in the most efficient manner. However, as the Commission is well

aware, in some circumstances, BellSouth has been required to petition the Commission for relief.

11. On May 25, 2001, BellSouth petitioned the Commission to develop an expedited process to review NANPA's denial of a request for additional numbering resources to minimize the delay carrier's experience in attempting to challenge a denial by NANPA. As a result of the BellSouth's Petition and the Commission's efforts to make numbering resources available to carriers, the Commission issued Order No. PSC-01-1873-PCO-TL setting forth an expedited code denial process for non-pooling areas. On March 15, 2002, the Commission issued Order No. PSC-02-0352-PAA-TL adopting the same expedited code denial process for pooling areas.

12. The Gainesville exchange consists of two (2) central offices and three (3) switching entities that utilize numbering resources: Gainesville Main (GSVLFLMADS0 and GSVLFLMADS1) and Northwest (GSVLFLNW33E).

13. On September 29, 2004, BellSouth requested additional numbering resources from NANPA for the Gainesville Northwest (GSVLFLNW33E) switch. See Attachment 1. Specifically, BellSouth requested an NXX from NANPA, since this was a non-pooling area, in order to provide 500 consecutive numbers to meet a customer's request. The customer needs a code in the format 352-XX6, 7 or 8 in order to meet their dialing patterns.

14. At the time of the code request, the Gainesville exchange had a MTE of 54.56 and a utilization of 74%, while the MTE for the Gainesville Northwest switch was - 11.99.

15. On September 29, 2003, NANPA denied BellSouth's request for additional numbering resources because BellSouth had not met the rate center based utilization criteria, notwithstanding the fact that BellSouth is unable to provide the numbering resources requested by the specific customer. See Attachment 2. Pursuant to Commission Order No. PSC-01-1973-PCO-TL, attached to this Petition is the MTE, utilization rate for each switch in the Gainesville exchange, and the customer contact information. See Attachment 3.

16. As discussed above, both the FCC Order and the INC guidelines provide that state regulatory authorities have the power and authority to review NANPA's decision to deny a request for numbering resources.

17. Under earlier MTE procedures used by NANPA, waivers or exceptions were granted when customer hardships could be demonstrated or when the service provider's inventory did not have a block of sequential numbers large enough to meet the customer's specific request. Under existing procedures, NeuStar nor NANPA looks at the number of MTE and utilization for the entire rate center without exception. The current process is arbitrary and results in (1) decisions contrary to the public interest and welfare of consumers in the State of Florida; and (2) decisions that do not necessarily promote the efficient use of telephone numbers.

18. BellSouth requests that the Commission's reverse NANPA's decision to withhold numbering resources from BellSouth on the following grounds:

(a) NANPA's denial of numbering resources to BellSouth interferes with BellSouth's ability to serve its customers within the State of Florida.

(b) The MTE at the rate center level and the utilization requirements are discriminatory against the incumbent LEC, since the ILEC is typically the only local service provider with multiple switches in a rate center. The ILEC deploys multiple switches in a rate center in order to meet customer demand for telephone service. The new FCC rules for obtaining numbering resources both penalizes and discriminates against the ILECs for deploying multiple switches. BellSouth believes that it is patently unfair to require that the ILEC meet these requirements in all the switches it has deployed in a rate center, when the ALECs, which have recently entered the local service market, have to meet the MTE requirement in only the single switch that they have deployed to serve their customers in a single rate center or even multiple rate centers.

(c) As a result of NANPA's denial of BellSouth's request for additional numbering resources, BellSouth will be unable to provide telecommunications services to its customers as required under Florida law.

WHEREFORE, BellSouth requests:

1. The Commission review the decision of NANPA to deny BellSouth's request for additional numbering resources for the Gainesville exchange; and
2. The Commission direct NANPA to provide the requested numbering resources for the Gainesville exchange as discussed above.



Respectfully submitted this 11th day of October, 2004.

BELLSOUTH TELECOMMUNICATIONS, INC.

*Nancy B White /RN*

Nancy B. White  
c/o Nancy H. Sims  
150 South Monroe Street  
Suite 400  
Tallahassee, Florida 32301  
(305) 347-5558

*R. Douglas Lackey /RN*

R. Douglas Lackey  
675 West Peachtree Street, Suite 4300  
Atlanta, Georgia  
(404) 335-0747

552950

Central Office Code (NXX) Assignment Request - Part 1

Revised September 24, 2001

Tracking Number: 352-211245

Type of Application:  New  Change <sup>1</sup>  Delete

1.0 GENERAL INFORMATION

1.1 Contact Information:

Code Applicant:

Company/Entity Name: BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL

Headquarters Address: 22P69, 675 W Peachtree St NE

City, State, Zip: Atlanta, GA, 30375

Contact Name: [REDACTED]

Contact Address: [REDACTED]

City, State, Zip: Atlanta, GA, 30375

Phone: [REDACTED] FAX: [REDACTED] E-mail: [REDACTED]@bellsouth.com

Code Administrator:<sup>2</sup>

Name: Hodan Farah

Address: 47000 Center Oak Plaza, Bldg 10,

City, State, Zip: Sterling, VA, 20166

Phone: 571-434-5452 FAX: 703-738-7142

1.2 NPA: 352 NXX:<sup>3</sup> LATA: 45402 OCN:<sup>4</sup> 9417 Parent Company's OCN(s) 9400

Switching Identification (Switch Entity/POI) <sup>5</sup> gsvlflnw33e

Locality/City/Wire Center: gainesville

Rate Center: <sup>6</sup> GAINESVL

Homing Tandem Operating Co: <sup>7</sup> bst

Tandem Homing CLLI <sup>TM, 8</sup> gsvlflma01t

1.3 Dates: Date of Application: 09/28/2004

Request Effective Date: <sup>9, 10</sup> [REDACTED]

Expedite Reason: .....

1.4 Type of company/entity requesting the code:

- a)   RBOC   (LEC, IC, CMRS, Other)
- b) Types of service:   Wireline   (e.g., Cellular - Type 2)

- c) Code Assignment Preference (Optional) \_\_\_\_\_
- d) Codes that are undesirable, if any 888, 666, 999
- e) Type of change: \_\_\_\_\_

1.5 Type of Request (Initial, growth, etc.) Growth

If an initial code, attach(1) evidence of certification and (2) proof of ability to place code in service within 60 days. If a growth code, attach months to exhaust worksheet.

Pooling Indicator: \_\_\_\_\_ (YES)<sup>11</sup>

1.6 NPA Jeopardy Criteria Apply: Yes \_\_\_\_\_ No X

1.7 Code request for new service (Explain): \_\_\_\_\_

1.8 Part 2 is attached \_\_\_\_\_ Part 2 is not attached X for BIRRDs <sup>12,13</sup>

Additional Documentation is attached \_\_\_\_\_ Additional Documentation is not attached X

Comments:

code requested to fill specific customer request

I hereby certify that the above information requesting an NXX code is true and accurate to the best of my knowledge and that this application has been prepared in accordance with Central Office Code (NXX) Assignment Guidelines posted to the ATIS Web Site (<http://www.atis.org/atis/clc/inc/incdocs.htm>) as of the date of this application: <sup>14</sup>

<u>Wilkie M Rena</u>	<u>Specialist</u>	<u>09/28/2004</u>
Signature of Code Applicant <sup>15</sup>	Title	Date

<sup>1</sup>Identify type and reason for change(s) in Section 1.4(e).

<sup>2</sup>A list of the current Code Administrator(s) who can provide assistance in completing this form is available upon request from NANPA.

<sup>3</sup>The NXX field is required for any code request in which there is a change or the NXX is being returned.

<sup>4</sup>Operating Company Number (OCN) assignments must uniquely identify the applicant. Relative to CO Code assignments, NECA-assigned Company Codes may be used as OCNs. Companies with no prior CO Code or Company Code assignments may contact NECA (973-884-8355) to be assigned a Company Code(s). Since multiple OCNs and/or Company Codes may be associated with a given company, companies with prior assignment should direct

questions regarding appropriate OCN usage to the Telcordia™ Routing Administration (TRA) on 732-699-6700.

<sup>5</sup>This is an eleven-character descriptor of the switch provided by the owning entity for the purpose of routing calls. This is the eleven-character Telcordia™ COMMON LANGUAGE CLLI™ Location Identification of the applicant's switch or POI. (Telcordia and CLLI are trademarks and COMMON LANGUAGE is a registered trademarks of Telcordia Technologies, Inc.)

<sup>6</sup>Rate Center name must be a tariffed Rate Center associated with toll billing.

<sup>7</sup>Applies to any code applicant connecting to the Public Switched Telephone Network via a tandem owned by a different carrier.

<sup>8</sup>This is an eleven-character descriptor provided by the owning entity for the purpose of routing calls. This must be the CLLI™ Location Identification Code of the switching entity/POI, and is the same on Part 2, Form 1, Page 2 of 2.

<sup>9</sup>Code applicants should request an effective date that is at least 66 calendar days from the submission of this form. It should be noted that interconnection arrangements and facilities need to be in place prior to activation of a code. Such arrangements are outside the scope of these guidelines.

<sup>10</sup>Requests for code assignment should not be made more than six months prior to the requested effective date.

<sup>11</sup>The Pool Administrator will indicate if the NXX being requested will be used for thousands-block number pooling.

<sup>12</sup>Applicant is not required to submit Part 2 of the code request form if it is doing its own Telcordia™ Business Integrate Routing and Rating Database System (BIRRDS) entries, or if the applicant has arranged for a third party to input the Part 2 forms data on its behalf.

<sup>13</sup>WARNING! It is the code applicant's responsibility to arrange input of Part 2 information into BIRRDS. The 45 calendar day nationwide minimum interval cut-over for BIRRDS will not begin until input into BIRRDS has been completed.

<sup>14</sup>An incomplete form may result in delays in processing this request.

<sup>15</sup>To establish a signature on file see Section 6.1.1.

Effective June 11, 2001

Appendix B

**CO CODE ASSIGNMENT**  
**MONTHS TO EXHAUST CERTIFICATION WORKSHEET - TN Level<sup>1</sup>**  
**(Worksheet to be used for Request for Additional Codes for Growth)**

Date: 09/28/2004 Company Name: BELL SOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL

Rate Center: GAINESVL

NPA(s)-NXXs included in growth calculation<sup>2</sup>: [REDACTED]

Signature of Authorized Representative of Code Applicant: [REDACTED]

Title: Specialist Telephone No.: [REDACTED] FAX No.: [REDACTED]

**A. Telephone Numbers (TNs) Available for Assignment (See Glossary<sup>3</sup>): 68403**

	Month #1	Month #2	Month #3	Month #4	Month #5	Month #6	Month #7	Month #8	Month #9	Month #10	Month #11	Month #12	
B. Previous 6-month growth history <sup>4</sup>	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	
C. Forecast - Next months 1-12 <sup>5</sup>	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	
D. Average Monthly Forecast (Sum of months 1-6 Part C above divided by 6):	1253.67												
E. Months to Exhaust <sup>6</sup> =	Telephone Numbers(TNs) Available for Assignment(A)						=	54.56					
	Average Monthly Forecast(D)												
F. Utilization Level <sup>7</sup> =	Telephone Numbers (TNs) Assigned						X 100	74.0					
	Total Numbering Resources in Applicant's Inventory						=						

Explanation: \_\_\_\_\_

<sup>1</sup>A copy of this worksheet is required to be submitted to the Code Administrator; for audit purposes, it must be in the applicant's files.

<sup>2</sup>Report on all resources for the requested geographic area, including newly acquired codes.

<sup>3</sup>Definitions of terms may be found in the Glossary section of the Central Office Code (NXX) Assignment Guidelines.

<sup>4</sup>Net change in TNs no longer available for assignment in each previous month, starting with the most distant month as Month #1, and Month #6 as the current month.

<sup>5</sup>Forecast of TNs needed in each following month, starting with the most recent month as Month #1.

<sup>6</sup>To be assigned an additional CO Code (NXX) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, section 52.15 (g) (3) (iii)).

<sup>7</sup>Newly acquired numbers (see glossary) may be excluded from the utilization calculation (FCC 00-104, section 52.15 (g) (3) (ii)).

From: [REDACTED]  
Sent: Wednesday, September 29, 2004 6:11 PM  
To: [REDACTED]  
Cc: [REDACTED]  
Subject: FW: Part 3 for tracking id:352-211245

-----Original Message-----

From: hodan.farah@neustar.biz [mailto:hodan.farah@neustar.biz]  
Sent: Wednesday, September 29, 2004 5:03 PM  
To: [REDACTED]  
Cc: hodan.farah@neustar.biz; part3@neustar.biz  
Subject: Part 3 for tracking id:352-211245



# NANP Administration System

Dated 29 September 2004

Part 3

Administrator's Response/Confirmation Tracking Number: 352-211245

Date of Application:	<u>09/28/2004</u>	Date of RECEIPT:	<u>09/28/2004</u>
Date of Response:	<u>09/29/2004</u>	Effective Date:	
Company/Entity Name:	<u>BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL &amp; TEL</u>	Service Provider OCN:	<u>9417</u>
<b>Code Administrator Contact Information:</b>			
Hodan Farah		Phone:	<u>571-434-5452</u>
Signature of Code Administrator		Fax:	<u>703-738-7142</u>
Hodan Farah		Email:	<u>hodan.farah@neustar.biz</u>
Name (print)			

<b>NPA: 352</b>	<b>Code Assigned:</b>	<b>Date of NXX Code Assignment:</b>
Switch Identification(Switch Entity/POI):		Rate Center: <u>GAINESVL</u>

<b>Code Reserved:</b>	<b>Date of Reservation:</b>
Your code Reservation will be honored until:	
Switch Identification (Switch Entity/POI):	

**Form incomplete**  
Additional information required in the following sections(s)

  X **Form Incomplete, code request denied.**

Explanation:  
**Assignment activity suspended by the administrator.**  
Explanation:

Further Action:

**NPA in jeopardy:    Yes: No:**

If yes, refer to the Section 9 of the assignment guidelines

**Remarks:**

According to the FCC 2nd Report and Order (FCC 00-429) effective June 30, 2003, in order to receive additional numbering resources, the MTE form you submit must meet the 75% utilization level. If you are in disagreement with the disposition of this code request, please refer to the Central Office Code (NXX) Assignment Guidelines for the appeals process.

A copy of this Part 3 has been sent to the following users/email addresses.

randall.hudson@bellsouth.com	BellSouth Telecommunications
Marta.Antelo@BellSouth.com	BellSouth Telecommunications, Inc.
Aida.Armesto@BellSouth.com	BellSouth Telecommunications

**Gainesville  
Utilization Summary  
Report**

**Attachment 3**

<b>Exchange</b>	<b>Central Office</b>	<b>Wire Center CLLI</b>	<b>Blocks</b>	<b>Avg Growth Per Month</b>	<b>Available TNs</b>	<b>MTE</b>
Gainesville	Main	GSVLFLMADS0	80	[REDACTED]	[REDACTED]	[REDACTED]
Gainesville	Main	GSVLFLMADS1	240	[REDACTED]	[REDACTED]	[REDACTED]
Gainesville	Northwest	GSVLFLNW33E	30	[REDACTED]	[REDACTED]	[REDACTED]

**Customer Contact Information**

[REDACTED]  
[REDACTED]  
Telephone Number: [REDACTED]