

ORIGINAL

Legal Department

Nancy B. White
General Counsel - Florida

BellSouth Telecommunications, Inc.
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October 27, 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

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COMMISSION
CLERK

Re: Docket No.: *041257-TL*
**Petition for Expedited Review of Growth Code Denials by the
Number Pooling Administrator for the St. Johns exchange
(Worldgolf)**

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth
Telecommunications, Inc.'s Petition for Expedited Review of NXX-X 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/RN
Nancy B. White

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

RECEIVED & FILED

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FPSC-BUREAU OF RECORDS

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FPSC-COMMISSION CLERK


CERTIFICATE OF SERVICE
Petition for Expedited Review of Growth Code Denials by the
Number Pooling Administrator for the St. Johns exchange
(Worldgolf)

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

First Class U.S. Mail this 27th 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


Nancy B. White

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Expedited Review of Growth) Docket No.
Code Denials by the Number Pooling Administrator)
for the St. Johns exchange (Worldgolf)) Filed: October 27, 2004
)

PETITION FOR EXPEDITED REVIEW OF NXX-X 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 Pooling Administrator’s (“NeuStar”) denial of BellSouth’s request for additional numbering resources in the St. Johns 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. NeuStar is an independent non-governmental entity, which is responsible for administering and managing the numbering resources in pooling areas. See 47 C.F.R. § 52.20(d).

JURISDICTION

3. The Commission has jurisdiction of this matter pursuant to Industry Numbering Committees (INC) Number Pooling Guidelines Sections 3.7 and 12(c). This

provision provides that a carrier may challenge NeuStar'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 Cocoa Beach, Daytona Beach, DeLand, Ft. Lauderdale, Gainesville, Hollywood, Jacksonville, Keys, Miami, North Dade, Orlando, Palm Coast, Sebastian, St. Johns, 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 St. Johns exchange consists of one (1) central office and one (1) switching entity that utilize numbering resources: Worldgolf (STAGFLWGRS0).

13. On October 21, 2004, BellSouth requested additional numbering resources from NeuStar for the Worldgolf (STAGFLWGRS0) switch. See Attachment 1. Specifically, BellSouth requested one (1) 1,000 consecutive number block in order to meet requests for two specific customers of 300 consecutive numbers each. One customer requires the number format to be NPA-NXX-7 in order to their numbering needs..

14. At the time of the code request, the St. Johns exchange had a MTE of 31.39 and a utilization of 74.64%.

15. On October 21, 2004, NeuStar's automated number request system denied BellSouth's request for additional numbering resources because BellSouth had not met the utilization criteria, notwithstanding the fact that BellSouth is unable to provide the numbering resources requested by the specific customer. See Attachment 1. Pursuant to Commission Order No. PSC-01-1973-PCO-TL, attached to this Petition is the customer contact information. See Attachment 2.

16. As discussed above, both the FCC Order and the INC guidelines provide that state regulatory authorities have the power and authority to review NeuStar's decision to deny a request for numbering resources. See INC Number Pooling Guidelines Sections 3.7 and 12(c).

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 NeuStar's decision to withhold numbering resources from BellSouth on the following grounds:

(a) NeuStar'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 requirement is 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 only get six (6) MTE 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 NeuStar'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 NeuStar to deny BellSouth's request for additional numbering resources for the St. Johns exchange; and
2. The Commission direct NeuStar to provide the requested numbering resources for the St. Johns exchange as discussed above.

Respectfully submitted this 27th day of October, 2004.

BELLSOUTH TELECOMMUNICATIONS, INC.

 _____

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

 _____

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

554979

Pooling Administration System

NEUSTAR

Request Resources

State: FLORIDA
 NPA: 904
 Rate Center: ST JOHNS
 OCN: 9417-BELLSOUTH SO BELL
 Type of Application: Application for Individual Blocks
 Quantity of Blocks Requested: 1

Continue Cancel

NOTE:
 If you are selecting a Rate Center that is moving to a new NPA due to a split, PAS will automatically migrate the request to the new NPA once the mandatory dialing data occurs.

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Pooling Administration System

NEUSTAR

Part 1A

Type of Application: New

1.1 Contact Information:

Note: If any of the contact info is incorrect, edit your user profile.

Block Applicant:

Company Name: BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL
 Headquarters Address: 3535 COLONNADE PARKWAY, ROOM W2B1
 City: BIRMINGHAM
 State: AL
 Zip: 35243


Contact Name: [REDACTED]
 Contact Address: [REDACTED]
 City: BIRMINGHAM
 Zip: 35243
 Telephone: [REDACTED]
 E-mail: [REDACTED]@bellsouth.com

Pooling Administrator:

Contact Name: Mr Gary Zahra
 Contact Address: 1800 Sutter St. Ste. 700
 City: Concord
 Zip: 94520
 Telephone: 9253638753
 E-mail: gary.zahra@neustar.biz

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 Address: https://www.nationalpooling.com/pstframes-index.jsp



- Request For Resources
- Modify
- Disconnect
- Block Transfer
- Confirm Block(s) in Service (Part 4)
- Search Forms
- Submit Forecast
- Create/Modify Forecast
- User Profile
- Generate Blocks
- Reports

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1.2 General Information

LRN Needed No

NPA 904 LATA 452

OCN 9417-BELLSOUTH SO BELL

Parent Company OCN 9417

Number of Thousands-Blocks Requested: 1

Switch Identification (Switching Identity/POD): slajhwgrd City or Wire Center Name: _____

Rate Center: ST JOHNS Rate Center Sub Zone: _____

1.3 Dates

Date of Application: Thursday, October 21, 2004

Requested Block Effective Date: 21 Nov 2004

Request Expedited Treatment: Yes No


1.4 Type of Service Provider Requesting the Thousands-Block

a) Type of Service Provider: Incumbent Local Exchange Carrier (ILEC)

b) Primary type of service blocks to be used for: Wireline

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 Back Forward Stop Search Home Favorites Print Mail News RSS Feeds
 Address: https://www.nationalpooling.com/pstframes-index.jsp



- Request For Resources
- Modify
- Disconnect
- Block Transfer
- Confirm Block(s) in Service (Part 4)
- Search Forms
- Submit Forecast
- Create/Modify Forecast
- User Profile
- Generate Blocks
- Reports

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c) Thousands-Block(s) (NPA-NOC-X) assignment preference Click here to see the available blocks in the pool.	<input type="text" value=""/>	<input type="button" value=">>>"/>	<input type="button" value="Delete"/>
d) Thousands-Block(s) (NPA-NOC-X) that are undesirable for this assignment, if any	<input type="text" value=""/>	<input type="button" value=">>>"/>	<input type="button" value="Delete"/>

e) If requesting a code for LRN purposes, indicate which block(s) you will be keeping (the remainder of the blocks will be given to the pool) N/A

1.5 Type of Request

Initial block for rate center: Yes

Growth block for rate center: Yes

Change block N/A

Disconnect block N/A

Internet Explorer provided by BellSouth

Address: https://www.nationalpooling.com/pas/frame-index.jsp

Pooling Administration System

Sign Out

Date: Thursday, October 21, 2004
 OCN: 9417
 Company Name: BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL
 Rate Center: ST JOHNS

List all Codes NPA(s)-NOCs and Blocks NPA(s)-NOC-X (s)

Name of Block Applicant: Ms Sharon Poirer
 Title: NETWORK MANAGER
 Telephone Number: (205) 977-3015
 Fax Number: (205) 977-3013
 E-Mail: sharon.poirer@bellsouth.com

A. Available Numbers: [REDACTED]

B. Assigned Numbers: [REDACTED]

C. Total Numbering Resources: [REDACTED]

D. Quantity of numbers activated in the past 90 days: [REDACTED]

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Internet Explorer provided by BellSouth

Address: https://www.nationalpooling.com/pas/frame-index.jsp

Pooling Administration System

Sign Out

B. Assigned Numbers: [REDACTED]

C. Total Numbering Resources: [REDACTED]

D. Quantity of numbers activated in the past 90 days and excluded from the Utilization calculation: [REDACTED]

List excluded Codes(s) or Block(s)

E. Growth History - Previous 6 months^{2*}

Month 1	[REDACTED]	Month 2	[REDACTED]
Month 3	[REDACTED]	Month 4	[REDACTED]
Month 5	[REDACTED]	Month 6	[REDACTED]

F. Forecast - Next 12 months^{2*}


Month 1	[REDACTED]	Month 2	[REDACTED]
Month 3	[REDACTED]	Month 4	[REDACTED]
Month 5	[REDACTED]	Month 6	[REDACTED]
Month 7	[REDACTED]	Month 8	[REDACTED]
Month 9	[REDACTED]	Month 10	[REDACTED]
Month 11	[REDACTED]	Month 12	[REDACTED]

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Address: https://www.nationalpooling.com/pas/frames-index.jsp



- Request For Resources
 - Monthly
 - Disconnect
 - Block Transfer
- Confirm Block(s) In Service (Part 4)
- Search Forms
- Submit Forecast
- Create/Modify Forecast
- User Profile
- Donate Blocks
- Reports

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Month 7		Month 8	
Month 9		Month 10	
Month 11		Month 12	

G. Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6) 146,833

H. Months to Exhaust⁶ (Numbers Available for Assignment to customers (A) / Average Monthly Forecast (G))

Block Requested	A. Available Numbers	B. Months to Exhaust
1		31.392

I. Utilization⁶ (Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded Numbers (D)) 74.636
* 100

Explanation


1. A copy of this work sheet is required to be submitted to the Pooling Administrator when requesting additional numbering resources in a rate center. For auditing purposes, the applicant must retain a copy of this document.
2. Not 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.
3. Forecast of TNs needed in each following month, starting with the most recent month as Month #1.
4. To be assigned an additional thousands-block (R00X) for growth, "Months to Exhaust" must be less than or equal to 6 months (FCC 00-104, § 52.15 (g)(3)(ii)).
5. Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii)).

Show Calculations

Pooling Administration System - Microsoft Internet Explorer provided by BellSouth

File Edit View Favorites Tools Help

Address: https://www.nationalpooling.com/pas/frames-index.jsp



- Request For Resources
 - Monthly
 - Disconnect
 - Block Transfer
- Confirm Block(s) In Service (Part 4)
- Search Forms
- Submit Forecast
- Create/Modify Forecast
- User Profile
- Donate Blocks
- Reports

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Pooling Administration System

Sign Out

Months to Exhaust and Utilization Certification Worksheet - TN Level (Continued)

Your utilization calculates to 74.636 percent, while your State requires a utilization of 75.000 percent.

Select One Option and Submit

Return to the Months To Exhaust Form

Discard all the information provided for the request and start with a fresh Part 1A

State Waiver Option

**St. Johns
Customer Contact
Information**

Attachment 2

Customer Contact Information

