

ORIGINAL

030208-TL

Legal Department

Nancy B. White  
General Counsel - Florida

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

March 29, 2005

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

RECEIVED 11:00  
03 MAR 29 PM 4:25  
COMMISSION  
CLERK

**Re: Petition for the Expedited Review of Growth Code Denials  
by the Number Pooling Administrator for the Jacksonville  
exchange (Clay Street)**

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 file 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

DOCUMENT NUMBER-DATE

03068 MAR 29 05

FPSC-COMMISSION CLERK

**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 Jacksonville exchange (Clay Street ) Filed: March 29, 2005  
\_\_\_\_\_ )

**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 Jacksonville 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 75 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, Port St. Lucie, 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 Jacksonville exchange consists of eighteen (18) central offices and eighteen (18) switching entities that utilize numbering resources: Arlington (JCVLFLARDS0), Atlantic (JCBHFLABRS0), Avenues (MNRFLAVDS0), Beachwood (JCVLFLBWDS0), Clay Street (JCVLFLCLDS0), Ft. Caroline (JCVLFLFCDS0), Ft. George (FTGRFLMARS0), International Airport (JCVLFLIARS0), Lake Forest (JCVLFLLF76E), Loretto (MNRFLLODS0), Normandy (JCVLFLNODS0), Oceanway (JCVLFLOWDS0), Riverside (JCVLFLRV38E), San Jose (JCVLFLSJ73E), San Marco (JCVLFLSMDS0), San Pablo (JCBHFLSPRS0), Southpoint (JCVLFLJTRS0), and Wesconnett (JCVLFLWCDS0).

13. On March 14, 2005 and March 16, 2005, BellSouth requested additional numbering resources from NeuStar for the Clay Street (JCVLFLCLDS0). See

Attachment 1. Specifically, BellSouth requested one (1) 1,000 consecutive number block and two (2) 2,000 consecutive number blocks for two separate customers. The customers requested the format of (904) NXX-5XXX and two blocks in the format of (904) NXX-2, 4, 6 or 7XXX

14. At the time of the code request, the Jacksonville exchange had a MTE between 23.94 and 24.09 and a utilization of 77.153%, while the MTE for the Clay Street (JCVLFLCLDS0) switch was – 16.29.

15. On March 14, 2005 and March 16, 2005, NeuStar's automated number request system denied BellSouth's request for additional numbering resources because BellSouth had not met the rate center based MTE 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 MTE and utilization rate for each switch in the Jacksonville exchange and the customer contact information for the two customers. 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.

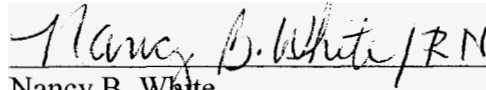
(c) As a result of NeuStar's denial of BellSouth's request for additional numbering resources, BellSouth will be unable to provide telecommunications services to its customers as required under Florida law.

WHEREFORE, BellSouth requests:

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

Respectfully submitted this 29th day of March, 2005.

BELLSOUTH TELECOMMUNICATIONS, INC.

 \_\_\_\_\_

Nancy B. White

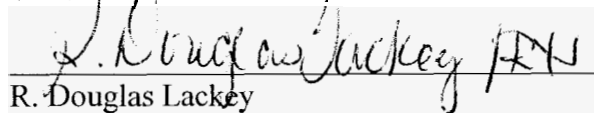
c/o Nancy H. Sims

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




**CERTIFICATE OF SERVICE**  
**Petition for the Expedited Review of Growth Code Denials**  
**by the Number Pooling Administrator for the Jacksonville exchange**  
**(Clay Street)**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via  
First Class U.S. Mail this 29th day of March, 2005 to the following:

Staff Counsel  
Florida Public Service  
Commission  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[lusac@psc.state.fl.us](mailto:lusac@psc.state.fl.us)

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

REDACTED

Attachment 1

Pooling Administration System

[redacted]@bridge.bellsouth.com (SP) Sign Out

Required Resources

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

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 date occurs.

Pooling Administration System

[redacted]@bridge.bellsouth.com (SP) Sign Out

Part 1A

Type of Application : New

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: [redacted]

City: BIRMINGHAM

State: AL

Zip: [redacted]

Contact Name [REDACTED]  
Contact Address [REDACTED]  
City BIRMINGHAM State AL  
Zip [REDACTED]  
Telephone [REDACTED] ay [REDACTED]  
E-mail [REDACTED]@bellsouth.com

**Pooling Administrator :**

Contact Name Mr Gary Zahn  
Contact Address 1800 Sutter St. Ste. 780  
City Concord State CA  
Zip 94520  
Telephone 9253638753 Fax 9253637688  
E-mail gary.zahn@neustar.biz

**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/POI) \* JCVLFLCLDGO City or Wire Center Name [REDACTED]  
Rate Center JACKSONVILLE Rate Center Sub Zone [REDACTED]

**1.3 Dates**

Date of Application Monday, March 14, 2005  
Requested Block Effective Date 14 Apr 2005  
Request Expedited Treatment  Yes  No

**1.4 Type of Service Provider Requesting the Thousands-Block**

a) Type of Service Provider \* Incumbent Local Exchange Carrier (LEC) [REDACTED]

b) Primary type of service Blocks to be used for * <input type="text" value="Wireline"/>			
c) Thousands-Block(s) (NPA-NXX-X) assignment preference: Click here to see the available blocks in the pool.	<input type="text"/>		
d) Thousands-Block(s) (NPA-NXX-X) that are undesirable for this assignment, if any	<input type="text"/>		
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) <span style="float: right;">N/A</span>			
<b>1.5 Type of Request</b>			
Initial block for rate center <input type="checkbox"/> Yes			
Growth block for rate center <input checked="" type="checkbox"/> Yes			
Change block N/A			
Disconnect block N/A			
I hereby certify that the above information requesting an NXX-X block is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Thousands-Block (NXX-X) Pooling Administration Guidelines INC 99-0127-023			
			

E. Growth History - Previous 6 months<sup>2</sup> \*

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

F. Forecast - Next 12 months<sup>3</sup> \*

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]

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

[REDACTED]

H. Months to Exhaust<sup>4</sup> (Numbers Available for Assignment to customers (A) / Average Monthly Forecast (G))

Block Requested	A. Available Numbers	H. Months to Exhaust
1	[REDACTED]	23.938

I. Utilization<sup>5</sup>(Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded Numbers (D)) \* 100

77.153

Explanation

Block needed for specific customer request

1. A copy of this worksheet 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. 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.
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 (NXX-X) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g)(3)(iii)).

5. Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii))



## Pooling Administration System

@bridge.bellsouth.com (SP)

[Sign Out](#)

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

You have requested more blocks than you will exhaust in six months.

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



# Pooling Administration System

[REDACTED]bridge.bellsouth.com (SP)

Sign Out

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: [REDACTED]

City: **BIRMINGHAM**

State: **AL**

Zip: [REDACTED]

Contact Name [REDACTED]

Contact Address [REDACTED]

City **BIRMINGHAM**

State **AL**

Zip [REDACTED]

Telephone [REDACTED]

FX [REDACTED]

E-mail [REDACTED]bellsouth.com

### Pooling Administrator :

Contact Name **Mr Gary Zahn**

Contact Address **1800 Sutter St. Ste. 780**

City **Concord**

State **CA**

Zip **94520**

Telephone **9253638753**

Fax **9253637688**

E-mail **gary.zahn@neustar.biz**

## 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 2

Switch Identification (Switching Identity/POI) \* JCVLRCLDS0

City or Wire Center Name

Rate Center JACKSONVILLE

Rate Center Sub Zone

**1.3 Dates**

Date of Application Wednesday, March 16, 2005



Requested Block Effective Date 18 Apr 2005

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

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

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**

I hereby certify that the above information requesting an NXX-X block is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Thousands-Block (NXX-X) Pooling Administration Guidelines INC 99-0127-023

## Pooling Administration System

 bridge.bellsouth.com (SP)

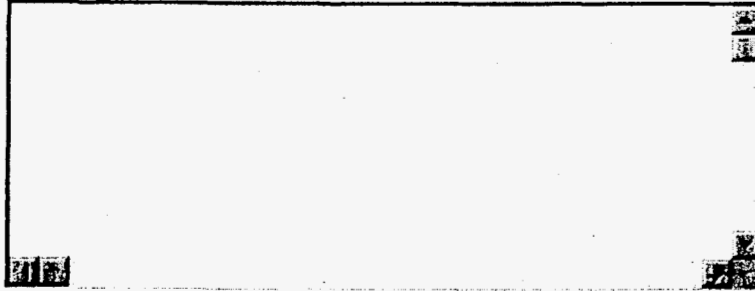
Sign Out

Months to Exhaust and Utilization Certification Worksheet - TN Level

B. Assigned Numbers \* [REDACTED]

C. Total Numbering Resources \* [REDACTED]

Utilization calculation \*



E. Growth History - Previous 6 months<sup>2</sup> \*

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

F. Forecast - Next 12 months<sup>3</sup> \*

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]

G. Average Monthly Forecast (Sum of months # 1-6 (Part F above ) divided by 6) [REDACTED]

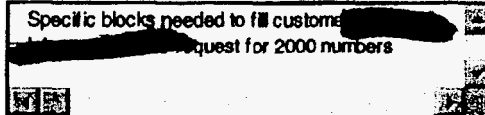
H. Months to Exhaust <sup>4</sup> (Numbers Available for Assignment to customers (A) / Average Monthly Forecast (G))

Block Requested	A. Available Numbers	H. Months to Exhaust
1	[REDACTED]	23.938
2	[REDACTED]	24.084

I. Utilization<sup>b</sup>(Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded Numbers (D)) \* 100

77.153

Explanation



1. A copy of this worksheet 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. 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.
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 (NXX-X) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g)(3)(iii)).
5. Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii))

## Pooling Administration System

bridge.bellsouth.com (SP)

Sign Out

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

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

Submit

Jacksonville  
Utilization Summary  
Report

Attachment 2

**REDACTED**

Exchange	Central Office	Wire Center CLLI	Blocks	Average Growth	Available TNs	MTE	Util
Jacksonville	Arlington	JCVLFLARDS0					
Jacksonville	Atlantic	JCBHFLABRS0					
Jacksonville	Avenues	MNDRFLAVDS0					
Jacksonville	Beachwood	JCVLFLBWDS0					
Jacksonville	Clay Street	JCVLFLCLDS0					
Jacksonville	Ft. Caroline	JCVLFLFCDS0					
Jacksonville	Ft. George	FTGRFLMARS0					
Jacksonville	Int. Airport	JCVLFLIARS0					
Jacksonville	Lake Forest	JCVLFLLF76E					
Jacksonville	Loretto	MNDRFLLODS0					
Jacksonville	Normandy	JCVLFLNODS0					
Jacksonville	Oceanway	JCVLFLOWDS0					
Jacksonville	Riverside	JCVLFLRV38E					
Jacksonville	San Jose	JCVLFLSJ73E					
Jacksonville	San Marco	JCVLFLSMDS0					
Jacksonville	San Pablo	JCBHFLSPRS0					
Jacksonville	Southpoint	JCVLFLJTRS0					
Jacksonville	Wesconnett	JCVLFLWCDS0					

Customer Contact Information

[REDACTED]

[REDACTED]