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DATE: June 20, 2005

TO: Kira Scott, Attorney, Office of the General Counsel *KS*

FROM: Catherine S. Beard, Regulatory Analyst I, Division of Competitive Markets & Enforcement *CSB*

RE: Docket No. 050406-TX -- Recommendation to the Office of the General Counsel -- Request for approval of waiver to obtain an NXX code from NeuStar, Inc. to provide service to a specific customer in the St. Petersburg rate center, by SBC Long Distance, LLC d/b/a SBC Long Distance *PK*

On June 9, 2005, SBC Long Distance, LLC (SBC Long Distance), submitted a request to the Number Pooling Administrator (NeuStar) for additional numbering resources in the St. Petersburg rate center (TAMTFLTWDS0) switch, specifically one (1) NXX code to meet a customer's request. Also, on June 9, 2005, NeuStar denied the SBC Long Distance application because it did not meet the utilization criteria required for a new block of numbers.

On June 10, 2005, SBC Long Distance filed a petition requesting that the Commission overturn NeuStar's decision to deny numbering resources in the (TAMTFLTWDS0) switch, located in the St. Petersburg exchange. In accordance with Commission Order PSC-02-0352-PAA-TL (Docket No. 020087-TL), which approved an expedited process for NeuStar code denials, we have examined the SBC Long Distance petition, along with the confidential supplemental information, and have determined the following:

- 1) The carrier has demonstrated that it has a customer in need of numbering resources;
- 2) The carrier has shown that it is unable to provide services to this potential customer because of NeuStar's denial of the numbering resources; and
- 3) The customer will not be able to obtain service from the provider of his/her choice because the carrier does not have the numbers available.

Since the three criteria of PSC-02-0352-PAA-TL have been met, please prepare an administrative Proposed Agency Action (PAA) Order to be issued within seven business days of this memorandum (June 29, 2005), as outlined in the expedited code denial process orders. NeuStar should be directed to provide SBC Long Distance the needed numbering resources to

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meet its customer's needs in the (TAMTFLTWDS0) switch specifically with one (1) NXX code of 10,000 numbers. Also, please allow staff assigned to the docket to review the Order before it is issued. If you have any questions, please call Catherine Beard at (850)413-7080.

cc: Division of Competitive Markets (Bulecza-Banks, Casey)
Office of General Counsel (B. Keating)
Division of Commission Clerk & Administrative Services (Docket No. 050406-TX)