

060284-TL

Legal Department

Manuel A. Gurdian  
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BellSouth Telecommunications, Inc.  
150 South Monroe Street  
Room 400  
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March 24, 2006

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: Petition for the Expedited Review of Growth Code Denials  
by the Number Pooling Administrator for the Daytona Beach  
exchange (Main and Ormand Beach)**

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,

  
Manuel A. Gurdian

cc: All Parties of Record  
Jerry D. Hendrix  
R. Douglas Lackey  
Nancy B. White

DOCUMENT NUMBER-DATE

02700 MAR 24 8

FPSC-COMMISSION CLERK

**CERTIFICATE OF SERVICE**  
**Petition for the Expedited Review of Growth Code Denials**  
**by the Number Pooling Administrator for the Daytona Beach**  
**exchange (Main and Ormand Beach)**

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

First Class U.S. Mail this 24<sup>th</sup> day of March, 2006 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)

  
Manuel A. Gurdian

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for Expedited Review of Growth )  
Code Denials by the Number Pooling Administrator )  
for the Daytona Beach exchange (Main and Ormand )  
Beach) )  
\_\_\_\_\_ )

Docket No.

Filed: March 24, 2006

**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 requests for additional numbering resources in the Daytona Beach 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. 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, Jensen Beach, Keys, Miami, North Dade, Orlando, Palm Coast, Port St. Lucie, Sanford, 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 Daytona Beach exchange consists of five (5) central offices and five (5) switching entities that utilize numbering resources: Fentress (DYBHFLFNRS0), Main (DYBHFLMADS0), Ocean Shores (DYBHFLOSRS0), Ormand Beach (DYBHFLOBDS0) and Port Orange (DYBHFLPODS0).

13. On March 8 and March 21, 2006, BellSouth requested additional numbering resources from NeuStar for the Ormand Beach (DYBHFLOBDS0) and Main (DYBHFLMADS0) switches. See Attachment 1 and 2. In its first request, BellSouth requested a single block to meet a specific customer's demand for 1,000 consecutive telephone numbers with the format of (NPA) NXX - 2, 3, 6 or 8. In its second request,

BellSouth requested a full NXX to meet a specific customer's request for 5,000 consecutive telephone numbers with the format of (NPA) NXX – 3-7<sup>1</sup>.

14. At the time of the code requests, the Daytona Beach exchange had a MTE of 26.97<sup>2</sup> and a utilization of 78.32%, while the MTE for the Ormand Beach (DYBHFLOBDS0) and Main (DYBHFLMADS0) switches were – 16.52 and 44.62, respectively.

15. On March 8 and March 21, 2006, NeuStar's automated number request system denied BellSouth's requests for additional numbering resources because BellSouth had not met the rate center based months-to-exhaust criteria, notwithstanding the fact that BellSouth is unable to provide the numbering resources requested by the specific customer. See Attachment 1 and 2. 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 Daytona Beach exchange and the contact information for the customers. 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 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

---

<sup>1</sup> As the number pool for Daytona Beach does not have available blocks in the needed number sequence, BellSouth had to request a full NXX.

<sup>2</sup> The MTE for the second request is 17.72.

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 CLECs, 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.

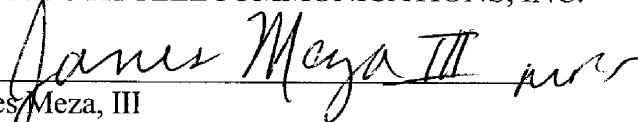
WHEREFORE, BellSouth requests:



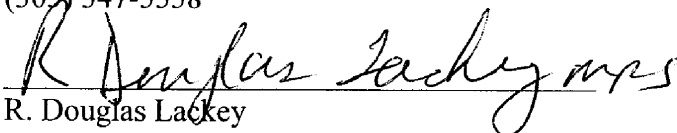
1. The Commission review the decision of NeuStar to deny BellSouth's request for additional numbering resources for the Daytona Beach exchange; and
2. The Commission direct NeuStar to provide the requested numbering resources for the Daytona Beach exchange as discussed above.

Respectfully submitted this 24th day of March, 2006.

BELLSOUTH TELECOMMUNICATIONS, INC.



James Meza, III  
Manuel A. Gurdian  
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

627539

REDACTED

Attachment 1

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

Request Form

Switch Identification (Switching Identity/PO)  City or Vltra Center Name

Rate Center DAYTONA BEACH Rate Center Sub Zone

1.3 Dates

Date of Application Wednesday, March 8, 2006

Requested Block Effective Date

Request Expedited Treatment  Yes  No

1.4 Type of Service Provider Requesting the Thousands-Block

a) Type of Service Provider \*

b) Primary type of service Blocks to be used for \*

c) Thousands-Block(s) (NPA-NOX-X) assignment preference  
Click here to see the available blocks in the pool.

--	--	--	--	--

d) Thousands-Block(s) (NPA-NOX-X) that are undesirable for this assignment, if any

--	--	--	--	--

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

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 NOX-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 (NOX-X) Pooling Administration Guidelines INC 99-0127-023

NeuStar  
 Question? E-mail us  
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 I read and agree to the Privacy Policy

REDACTED

Internet Explorer window showing the Pooling Administration System interface. The address bar displays <https://www.nationalpooling.com/pas/frames-index.jsp>. The page title is "Pooling Administration System". The left sidebar contains a navigation menu with items: Request For Resources, Modify, Disconnected, Block Transfer, Confirm Block(s) in Service, Search Forms, Submit Forecast, Create/Modify Forecast, User Profile, Denote Block, and Reports. The main content area displays the following information:

bridge.bellsouth.com (BP)

Months to Utilized and Utilization Certification Worksheet - N Level

Date Wednesday, March 8, 2006  
OCN 9417  
Company Name BELLSOUTH SO BELL  
Rate Center DAYTONA BEACH

List all Codes NPA(s)-NXX and Blocks NPA(s)-NXX(X(s))

Name of Block Applicant: [REDACTED]

Internet Explorer window showing the Pooling Administration System interface. The address bar displays <https://www.nationalpooling.com/pas/frames-index.jsp>. The page title is "Pooling Administration System". The left sidebar contains a navigation menu with items: Request For Resources, Modify, Disconnected, Block Transfer, Confirm Block(s) in Service, Search Forms, Submit Forecast, Create/Modify Forecast, User Profile, Denote Block, and Reports. The main content area displays the following information:

Name of Block Applicant: [REDACTED]

Title SPECIALIST

Telephone Number: [REDACTED]  
Fax Number: [REDACTED]  
E-Mail: [REDACTED]@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 and excluded from the Utilization calculation \* [REDACTED]

List excluded Code(s) or Block(s)

REDACTED

Internet Explorer provided by BellSouth

Address: <https://www.nationalpooling.com/pasframes-index.jsp>



**E. Growth History - Previous 8 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)**

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Address: <https://www.nationalpooling.com/pasframes-index.jsp>



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

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

Block Requested	A Available Numbers	G Months in Forecast
1	[REDACTED]	26.966

**H (Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded) \* 100** 78.317

copy of this worksheet is required to be submitted to the Pooling Administrator when requesting regional numbering resources in a rate center. For auditing purposes, the applicant must retain a copy of document.

change in TNs no longer available for assignment in each previous month, starting with the most distant TN as Month #1, and Month #6 as the current month.

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REDACTED

https://www.nationalpooling.com/paframes-index.jsp

# Pooling Administration System

bridge.bellsouth.com (SP) [Sign Out](#)

**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

**NEUSTAR**

- Request For Resources
  - Modify
  - Block Transfer
- Control Block(s) in Service
- Search Forms
- Submit Forecast
- Create/Modify Forecast
- User Profile
- Donate Blocks
- Reports

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Do you already have a blockcode in this rate center?  Yes  No

Which block(s) will be retained?  
 0  1  2  3  4  5  6  7  8  9

Will all blocks be activated on the same switch?  Yes  No

Will there be multiple block effective dates requested?  Yes  No

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 dating date occurs.

Request Resources

State:  NPA:  Rate Center:  OCN:  Application:

NEOSTAR

Request For Resources

Ready

Dequeued

Break Transfer

Confirm Block(s) in Service

Search Form

Submit Forecast

Crash/Modify Forecast

Last Profile

Oracle Blocks

Reports

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**NEOSTAR**

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Questions? E-mail us

- Request For Resources
- Monthly
- Discontinued
- Block Transfer
- Confirm Block(s) in Service
- Research Form
- Submit Form
- Crash/Recovery Form
- User Profile
- Block(s) Block
- Reports

**THE SPECTRUM**

Telephone Number [REDACTED]  
 Fax Number [REDACTED]  
 E-Mail [REDACTED]@neostar.com

A. Available Numbers [REDACTED]  
 B. Assigned Numbers [REDACTED]  
 C. Total Numbering Resources [REDACTED]  
 D. Quantity of numbers active in the past 90 days and excluded from the Utilization calculation [REDACTED]

List excluded Code(s) or Block(s)

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**Pooling Administration System**

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Questions? E-mail us

- Request For Resources
- Monthly
- Discontinued
- Block Transfer
- Confirm Block(s) in Service
- Research Form
- Submit Form
- Crash/Recovery Form
- User Profile
- Block(s) Block
- Reports

Date Tuesday, March 21, 2006  
 OCN 9477  
 Company Name BELLSOUTH SO BELL  
 Rate Center DAYTONA BEACH

List all Codes NPAs) -NOCs and Blocks NPAs) -NOCs(s)


Name of Block Applicant [REDACTED]

REDACTED

REDACTED

Microsoft Internet Explorer provided by BellSouth

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



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

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### 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]

Microsoft Internet Explorer provided by BellSouth

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



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

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

2429.000

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

Block Request #	A Available Numbers	H. Months to Exhaust
1	[REDACTED]	17.714
2	[REDACTED]	18.126
3	[REDACTED]	18.538
4	[REDACTED]	18.949
5	[REDACTED]	19.361

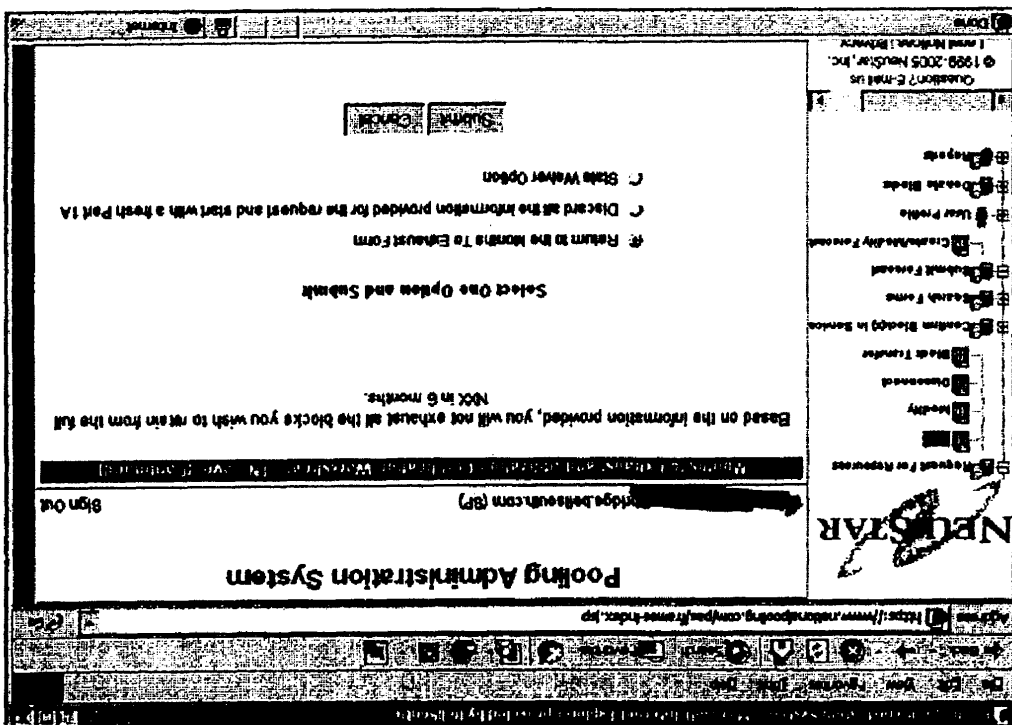
### I. Utilization<sup>5</sup> (Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded Numbers (D)) \* 100

78.317

Explanation



H



REDACTED

Daytona Beach  
Utilization Summary  
Report

Attachment 3

**REDACTED**

Exchange	Central Office	Wire Center CLLI	Blocks	Avg Growth Per Month	Available TNs	MTE
Daytona Beach	Fentress	DYBHFLFNRS0	9			
Daytona Beach	Main	DYBHFLMADS0	133			
Daytona Beach	Ocean Shores	DYBHFLOSRS0	11			
Daytona Beach	Ormond Beach	DYBHFLOBDS0	61			
Daytona Beach	Port Orange	DYBHFLPCDS0	79			

**Customer Contact Information - Ormond Beach**

[REDACTED]

**Customer Contact Information - Main**

[REDACTED]