

State of Florida



ORIGINAL

Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

RECEIVED PSC
MAR 27 PM 2:03
COMMISSION
CLERK
VSM PKW
CSB

DATE: March 23, 2007

TO: Victor S. McKay, Research Assistant, Office of the General Counsel

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

RE: Recommendation to the Office of General Counsel – Docket No. 070170-TX – Request for expedited review of denial by Number Pooling Administrator, NeuStar, for assignment of two-thousand-blocks to support new customer needs in Jacksonville Rate Center, by US LEC of Florida, d/b/a PAETEC Business Services.

On February 9, 2007, US LEC of Florida, d/b/a PAETEC Business Services (PAETEC) filed a request for additional numbering resources from the Number Pooling Administrator (NeuStar) for the Jacksonville exchange, Jacksonville (JCVMLUFDS0) switch. PAETEC requested two (2) 1,000 consecutive blocks of numbers, to meet a customer's request for 1500 numbers, specifically in the 2xxx-3xxx range, however the 4, 5, 6 or 7 is also acceptable. On February 9, 2007, PAETEC's request for additional numbering resources was denied because it did not meet the months-to-exhaust utilization criteria.

On March 12, 2007, PAETEC filed a petition requesting that the Commission overturn NeuStar's decision. In accordance with Commission Order No. PSC-02-0352-PAA-TL, (Docket No. 020087-TL) which approved an expedited process for the NeuStar code denials, staff has examined the PAETEC petition and has 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 Order to be issued within seven business days of this memorandum (April 3, 2007), as outlined in the expedited code denial process order. NeuStar should be directed to provide PAETEC the needed numbering resources to meet its customer's needs in the Jacksonville exchange, Jacksonville (JCVMLUFDS0) switch. 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 and Enforcement (Moses, Casey)
Office of General Counsel (P. Wiggins)
Division of Commission Clerk & Administrative Services (Docket No. 070170-TX)

DOCUMENT NUMBER-DATE

02636 MAR 27 5

COMMISSION CLERK