



# Public Service Commission

ORIGINAL  
APR 11 1997

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

---

**DATE:** APRIL 3, 1997  
**TO:** ALL PARTIES OF RECORD  
**FROM:** CHARLES J. PELLEGRINI, STAFF COUNSEL *CP*  
 DIVISION OF LEGAL SERVICES  
**RE:** DOCKET NO. 961153-TL - PETITION FOR NUMBERING PLAN AREA  
 RELIEF FOR 904 AREA CODE, BY BELL SOUTH  
 TELECOMMUNICATIONS, INC.

---

With this letter, I have enclosed the letters with respect to which the Commission voted April 1, 1997, to reopen the evidentiary record. The Commission will consider these letters at the limited hearing to be held April 16, 1997, beginning at 1:00 p.m.

In addition, I have enclosed the transcript relative to Item 6 on the April 1, 1997, Agenda Conference. This includes the remarks of State Representative Joseph Arnall, which the parties are permitted to address at the April 16th hearing.

Please do not hesitate to call me if you have questions concerning these materials.

CJP/clp

cc: Division of Records and Reporting  
 Division of Communications  
 Division of Consumer Affairs

0000

03435 APR-05

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for numbering ) DOCKET NO. 961153-TL  
plan area relief for 904 area )  
code, by BellSouth ) FILED: APRIL 3, 1997  
Telecommunications, Inc. )  
\_\_\_\_\_ )

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that copies of the letters and the April 1, 1997, Agenda Conference transcript of Item 6, scheduled to be considered by the Commission at the limited hearing on April 16, 1997, in the above referenced docket, have been served **VIA-HAND DELIVERY**, this 3rd day of April, 1997, to each of the following:

BellSouth Telecommunications, Inc.  
Ms. Nancy H. Sims  
150 South Monroe Street  
Suite 400  
Tallahassee, FL 32301-1556

Ausley Law Firm  
Jeffry Wahlen  
227 S. Calhoun Street  
Tallahassee, FL 32302

Ackerman Law Firm  
Mark Herron/Gary Early  
216 South Monroe St., # 200  
Tallahassee, FL 32302-2555

AT&T Communications of the  
Southern States, Inc.  
Ms. Doris M. Franklin  
Ms. Marsha Rule  
101 North Monroe Street  
Suite 700  
Tallahassee, FL 32301-1549

CERTIFICATE OF SERVICE  
DOCKET NO. 261151 TL

Department of Management  
Services (GC)  
Office of General Counsel/Mathues  
4050 Esplanade Way, #260  
Tallahassee, FL 32399-0950

Young Law Firm  
David Erwin  
225 South Adams  
Suite 200  
Tallahassee, FL 32301

  
\_\_\_\_\_  
CHARLES J. PELLEGRINI  
Staff Counsel

FLORIDA PUBLIC SERVICE COMMISSION  
Gerald L. Gunter Building  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850  
(904) 413-6199

February 12, 1997 letter from Bellcore (NANP Administrator) to BellSouth, expressing concern with the Commission-approved 904 NPA relief plan; noting that the INC had advised that state commissions have ultimate authority to approve or reject NPA relief plans; and advising that it would seek the advice of the NANC while withholding the assignments for 10 working days.

# Bellcore

Bell Communications Research

Ronald R. Carrors  
Director  
NANPA Administration

Bellcore  
6 Corporate Place, PYA-1F275  
Piscataway, NJ 08854-4167  
908-686-3700 (phone)  
908-336-3283 (fax)  
rcarrors@nanaa.ec.bellcore.com

February 12, 1997

RECEIVED

FEB 13 1997

U.S. DEPARTMENT OF COMMERCE  
TELECOMMUNICATIONS

R. Stan Washer  
NPA Code Administration  
North WICI  
3535 Colonnade Parkway  
Birmingham, AL 35243

Dear Mr. Washer:

This is in response to your letter of February 10, 1997, in which BellSouth requests that NANPA assign two new NPA codes, 234 and 386, for relief of the exhausting 904 NPA in north Florida.

The relief plan ordered by the Florida Public Service Commission (FPSC) calls for a three-way geographic split of the 904 NPA. The splits will be along LATA boundaries, such that the Pensacola, Panama City, and Tallahassee LATAs will retain the 904 NPA, and the Jacksonville and Daytona LATAs will become the new 234 and 386 NPAs, respectively. The projected lifetimes for the three NPAs established by the relief plan are as follows: Both the 904 and the 234 NPAs will exhaust in 2006. The 386 NPA (Daytona LATA), however, will not exhaust until 2030, 24 years after the exhaust of the other two NPAs. This is contrary to Section 4(h) of the *NPA Relief Planning Guidelines* which states that "severe imbalances, for example, a difference in NPA lifetimes of more than 15 years, shall be avoided." This is one of several criteria established by the Industry Numbering Committee (INC) after review of concerns raised about a previous relief plan for the 904 NPA. At that time NANPA assigned the 352 NPA code to relieve the impending exhaust of the 904 NPA, but expressed serious reservations about the effective use of the new code. At NANPA's suggestion, the INC modified the guidelines to encourage long term NPA planning, incorporating multiple relief activities in a relief plan, if justified.

Faced with a relief plan that contradicts the guidelines, NANPA asked the INC for direction. The INC responded that Section 2.10 of the guidelines specifies that regulatory entities have the ultimate authority to approve or reject NPA relief plans, and that NANPA may make the assignments. On the other hand, the INC participants expressed concerns that such assignments would be in direct conflict with accepted number conservation practices and contrary to the spirit and intent of the guidelines.

With this direction from the INC, NANPA is required to make the assignments as requested unless directed otherwise by the North American Numbering Council (NANC) or by the FCC. We understand the urgent need to proceed with relief planning in Florida, but we would be remiss in our duties as administrator if we did not allow time for the NANC to review the issue, particularly since the NANC has been charged to address conservation of numbering plan resources. We are therefore prepared to make the assignments as requested ten working days from the date of this letter, unless we are otherwise directed by the NANC or by the FCC.

Assuming that the assignments are made, please be advised that the industry has requested that they be notified at least twelve months before the introduction of a new NPA code. To accomplish this notification, NANPA will issue a Planning Letter (PL) describing the details of the 904/234/386 three-way split when they are received from BellSouth. The industry has requested that the following information be included in the PL:

- The old and new NPA codes
- A map of area affected
- A list of the communities affected by the NPA split
- A list of the central office codes (NXXs) to be in each NPA
- The exact date and time of new NPA activation
- The exact date and time of the end of the permissive dialing period
- The dialing plan for the new NPA
- A test number to the NPA, and the dates when it will be activated and deactivated
- A trouble reporting number that may be called in the event that calls cannot be completed to the new NPA
- NPA implementation coordinator names and telephone numbers
- Any other information relevant to the implementation of the new NPA

If you have any questions concerning this letter or the contents of the Planning Letter, please feel free to contact me or Jim Deak, who can be reached at 904-699-6612.

Sincerely,



Copy to

- Marian Gordon - FCC
- Alan Hasselwander - NANC Chairman

February 17, 1997 letter from NANC to Chairman Johnson, expressing concern with the Commission-approved 904 NPA relief plan and requesting that the Commission consider a plan more consistent with the guideline in question.

By Fax  
and US Mail

4149 Chase St.  
Newburgh, N.Y. 12551-0223

97-0022 FEB 19

February 17, 1987

The Honorable Commissioner Julie Johnson  
Chairman, Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32309

Dear Chairman Johnson:

At the February 13 meeting of the North American Numbering Council we discussed Florida's request for two new area codes to accomplish a 3-way split to relieve the 904 area. The issue had been raised by the North American Numbering Administrator in view of the NANC's consideration of conservation issues in response to the Report and Order in CC Docket No. 82-237.

It is our understanding that under the proposed relief plan two of the codes are estimated to exhaust in 2008, while the third code would likely exhaust more than 20 years thereafter. Current industry guidelines state that boundaries should be set so that codes exhaust at roughly the same time, but that in no event should there be more than 15 years difference in exhaust dates. We understand further that there are other plans that could provide relief to the present exhaust problem in Northern Florida.

There was significant concern expressed at the meeting about the potential assignment because of the ramifications of such a decision on conservation of number resources. We believe that the assignment could be viewed as precedential and that there are a number of like requests that could potentially be made as a result to the face of a growing scarcity of this resource.

We would request that you delay proceeding with the 3-way split while reconsideration is given to an alternative more consistent with the guideline. It is not our intention to introduce significant delay in the solution of your exhaust problem, and we would be happy to review this issue with you in more detail and provide whatever assistance we can.

Sincerely,



Alan C. Hassenwender  
Chairman, North American Numbering Council

cc: Ronald Conover, NANPA Administrator



February 24, 1997 letter from the NANC to the FCC,  
expressing concern with relief plans in Northern  
Florida, California and Utah, and requesting  
guidance.

Post-Net Brand  
**Fax Transmittal Memo** 7872

STAN GEER  
 Company Florida PUC  
 Location  
 Fax # 904 413-6563  
 Comments

No. of Pages 1 Today's Date 3/10 Time 10:00 am  
 From Marian Gordon  
 Company FCC CCB  
 Location  
 Fax # (202) 418-2337  
 Original Destination  Destroy  Return  Call to office

4148 Clear St.  
 Manassas Park, NY 14473-8288

February 24, 1997

Regina M. Keeney  
 Chief, Common Carrier Bureau  
 Federal Communications Commission  
 1919 M Street NW  
 Washington, DC 20554

Dear Ms. Keeney:

At the February 13 meeting of the North American Numbering Council there was substantial discussion concerning a request for two new area codes to accomplish a 3-way split to relieve 904 (Northern Florida). This request is a result of an order by the Florida Public Service Commission. Two of the codes are estimated to exhaust in 2008, while the third code would likely exhaust more than 20 years later. Current guidelines state that boundaries should be set so that codes exhaust at roughly the same time, but that in no event should there be more than 15 years difference in exhaust dates. The current NANPA asked for guidance from the INC in this matter, and the INC refused to accept the issue on the grounds that they could not countermand a state PSC even though an area code will possibly be wasted. The NANPA will assign the codes in a few days.

There is real concern that there will be similar requests in the very near future including potentially the use of "easily recognized codes". In fact following our NANC meeting on February 13 the NANPA received two additional requests, one from Utah and the other from California. The Utah plan involves a split of 801 in which 801 would be expected to exhaust in 6 years while the anticipated exhaust of the new 435 code is beyond the year 2025. In the case of proposed relief for the 408 code in California, 408 would exhaust in 3 1/2 to 4 years while the proposed 831 code would not exhaust for an estimated 27 to 32 1/2 years.

NANC has begun to consider its role in number conservation as suggested in the Report and Order in CC Docket No. 92-237. It is our belief that there is a high level of urgency to conservation issues in general and those specifically raised by the Northern Florida situation. I am therefore requesting guidance about how we should proceed in addressing such issues. It is our strong belief that questions arising out of the Florida area relief plan need to be addressed quickly.

Sincerely,



Alan C. Hasselwander

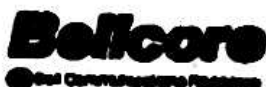
Chairman, NANC

cc: Kathleen B. Levitz

VERSIONS MEXAS

Walter R. Gordon

February 27, 1997, letter from the NANPA to BellSouth advising that NANPA would seek the advice of the FCC and withhold the assignment an additional 30 days.



Ronald R. Conners  
Director  
NANPA Administrator

Bellcore  
8 Corporate Plaza, PVA-11976  
Plainsboro, NJ 08864-6187  
908-988-3700 (phone)  
908-988-0800 (fax)  
rconners@nnpa.ac.bellcore.com

February 27, 1997

R. Stan Washer  
NPA Code Administration  
North WIC1  
3535 Colonnade Parkway  
Birmingham, AL 35243

Dear Mr. Washer:

This is a follow-up to my letter to you of February 12, 1997. My letter described North American Numbering Plan Administration's (NANPA's) concerns and those expressed by the industry about of the conflict between the 904 Numbering Plan Area (NPA) relief plan and the conservation provisions of the NPA Relief Planning Guidelines. The letter also indicated that NANPA would delay assignment of the relief NPA codes for the 904 NPA by ten working days in order to provide time for the North American Numbering Council (NANC) and/or the Federal Communications Commission (FCC) to review the issue.

The issue was raised at the February 13 meeting of the NANC, and concerns were raised similar to those raised previously at the Industry Numbering Committee. As a result of that discussion, Alan Hasselwander, chair of the NANC, wrote to Julia Johnson, chair of the Florida Public Service Commission, on February 17, asking her to delay proceeding with the proposed relief plan. The issue was again discussed at the February 26 NANC meeting, but no one from Florida was present at the meeting. At that point the NANC agreed to seek the advice of the FCC. Based on that agreement, NANPA will further postpone assignment of the relief NPA codes for Florida for an additional thirty days in order to provide the FCC an opportunity to reply.

Both the NANPA and the NANC are aware of the imminent need for relief in the 904 NPA. As Mr. Hasselwander said in his letter to Julia Johnson, "It is not our intention to introduce significant delay in the solution to your exhaust problem..." On the other hand, the 904 NPA relief plan is precedent setting, and we have received two other requests to assign relief NPA codes for relief plans that violate the same provision of the NPA Relief Planning Guidelines.

Sincerely,

Copy to

Marian Gordon - FCC  
Julia Johnson - Chair, Florida Public Service Commission  
Alan Hasselwander - Chair, NANC

March 4, 1997, letter from the NANC to the FCC,  
again expressing concern with the Northern Florida,  
California and Utah relief plans and advising of its  
intent to recommend this fall that the Industry  
Numbering Guidelines be adopted by the FCC and other  
NANPA governments to assure compliance.

4140 Clever St  
Honeoye Falls, NY 14473-0323

March 4, 1997

Regina M. Keeney  
Chief, Curran Center Bureau  
Federal Communications Commission  
1919 M Street NW  
Washington, DC 20554

Dear Ms. Keeney:

The purpose of this letter is to update you concerning the issues raised in my letter of February 24, 1997 to you about certain pending NPA assignments.

At its February 25 meeting the NANC membership discussed the question of proposed NPA assignments in Florida, California and Utah that in our belief are inconsistent with the need to conserve NPA codes.

At its latest meeting the NANC membership again expressed serious concern about the precedent that will be established by these assignments and the potentially profound effect a continuation of similar practices will have in accelerating a premature depletion of the remaining NPA codes and the potential misuse of other resources such as Easily Recognizable Codes.

NANC has begun a process of reviewing industry Numbering Guidelines to assure their specificity and completeness. It is our intention to subsequently recommend to the FCC and other NANPA governments the adoption of the Guidelines to assure compliance with them. Enforcement Guidelines are essential to the fair and efficient administration of the North American Numbering Plan and will be a significant tool in future conservation issues such as these. It is my objective to complete the review of NPA Guidelines before this fall. In the interim I hope we can avoid precipitating action to obtain codes prematurely.

I have attached for your information a synopsis of factual information about the three present requests. We have also taken action to model the effect of severe imbalances in exhaust dates on the code administration.

Sincerely,



Alan C. Hasekwarder  
Chairman, NANC

Cc: Kathleen Lovitz  
Bernadine Matias  
Marion Gordon  
Ronald Conway

Enclosure: 1

**Facts Concerning Proposed NPA Relief in Florida, California and Utah  
March 1, 1997**

**Florida**

**Present Area Code: 904**

**Area Covered: Northern Florida: Pensacola, Panama City, Tallahassee, Daytona Beach, Jacksonville.**

**Planned Implementation Date: June 30, 1998**

**Numbers Data under Proposed Plan:**

904	2006
New NPA 1	3006
New NPA 2	3030

**California**

**Present Area Code: 408**

**Area Covered: Santa Clara, Santa Cruz, Monterey and San Benito Counties and parts of San Mateo, Stanislaus, San Luis Obispo and Merced Counties**

**Planned Implementation Date: July 11, 1998**

**Numbers under Proposed Plan:**

408	3.9 to 4 years
831	27 to 32.9 years

**Utah**

**Present Area Code: 801**

**Area Covered: Utah**

**Planned Implementation Date: Call blocking to begin January 18, 1998**

**Numbers under Proposed Plan:**

801	6 years
435	3025 +



March 14, 1997, letter from the FCC to the NANC,  
expressing support for the NANC's actions to ensure  
conservative use of numbering resources.

Federal Communications Commission  
Washington, D.C. 20554



March 14, 1997

Alan C. Hasselwander  
Chairman, North American Numbering Council  
4140 Clover Street  
Honeoye Falls, New York 14472-9323

Dear Chairman Hasselwander:

I read with great interest your letters of February 24, 1997, and March 4, 1997, regarding the North American Numbering Council's (NANC's) concern with recently proposed area code assignments, and the NANC's role in number conservation. I am pleased to respond to your request for guidance on how NANC should proceed on these issues.

In your February 24th letter, you state that current industry guidelines call for setting area code boundaries so that codes for adjacent areas will exhaust at roughly the same time. You indicate that NANC is concerned that setting area code boundaries with significant disparity in exhaust dates for adjacent codes would lead to the inefficient use of telephone numbers and would be inconsistent with the goal of number conservation. You also indicate that NANC has begun to consider its role in number conservation as suggested in the Report and Order in the North American Numbering Plan Administration proceeding, CC Docket No. 92-237 (Numbering Administration Order). In your March 4th letter you provide information about three recent area code requests and reiterate NANC's concern about the implications for number conservation of these types of area code assignments. You also indicate that the NANC has begun reviewing industry numbering guidelines for specificity and completeness and that NANC intends to recommend revised guidelines to the Commission this fall.

I share the NANC's concern that number administration lead to conservation and efficient use of numbering resources. In the Numbering Administration Order, the Commission specifically directed the NANC to identify measures that should be taken to conserve numbering resources (para. 46, Number Administration Order). In that Order, the Commission also affirmed its policy that administration of the North American Numbering Plan (NANP) must facilitate entry into the communications marketplace by making numbering resources available on an efficient, timely basis to all service providers (emphasis added) (para. 15, Number Administration Order).

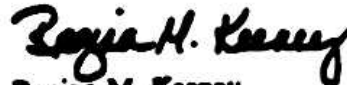
Chairman Alan Hasselwander

Page 2

I support the actions NANC has taken thus far to ensure that numbering resources are used in a manner consistent with the goal of number conservation. I also support the NANC's intent to review the industry numbering guidelines to ensure efficient use of numbering resources. I recognize that NANC attaches a high level of urgency to these issues, and I assure you that the Commission will consider seriously any recommendations or advice that NANC may offer regarding conservation of numbers.

Thank you once again for the impressive commitment and hard work displayed by the members of NANC under your leadership. We at the Commission look forward to learning more about NANC's continued efforts to help us ensure efficient assignment and conservation of numbers.

Sincerely,



Regina M. Keeney  
Chief  
Common Carrier Bureau