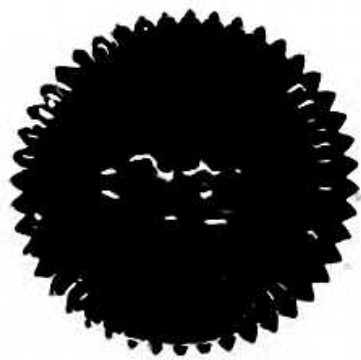


BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

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In the Matter of	:	DOCKET NO. 961153-TL
Petition for numbering	:	
plan area relief for 904	:	
area code, by BellSouth	:	
Telecommunications, Inc.	:	



TELEPHONIC DEPOSITION OF: R. STAN VASHER
Located in Atlanta, Georgia

TAKEN AT THE INSTANCE OF: The Staff of the Florida
Public Service Commission

CONDUCTED FROM: Gerald L. Gunter Building
2540 Shumard Oak Boulevard
Room 390A
Tallahassee, Florida

TIME: Commenced at 10:00 p.m.
Concluded at 11:40 p.m.

DATE: Wednesday, April 9, 1997

REPORTED BY: H. RUTHE PCTAMI, CSR, RPR
Official Commission Reporter

DOCUMENT NUMBER DATE

03698 APR 11 97

FPSC-RECORDS/REPORTING

1 **APPEARANCES:**

2 **GARY EARLY, Ackerman Law Firm, 216 South**
3 **Monroe Street, #200, Tallahassee, Florida, appearing**
4 **telephonically on behalf of BellSouth Mobility,**
5 **located in Tallahassee.**

6 **MARK LOGAN, Bryant, Miller & Olive, P. A.,**
7 **201 South Monroe Street, Tallahassee, Florida 32301,**
8 **appearing telephonically on behalf of AT&T**
9 **Communications of the Southern States, Inc., located**
10 **in Tallahassee.**

11 **NANCY B. WHITE and PHILLIP J. CARVER, c/o**
12 **Nancy H. Sims, BellSouth Telecommunications, Inc., 150**
13 **South Monroe Street, Suite 400, Tallahassee, Florida**
14 **32301-1556, appearing telephonically on behalf of Bell**
15 **South Telecommunications, located in Atlanta, Georgia.**

16 **J. JEFFRY WARLEN, Ausley & McMullen, Post**
17 **Office Box 391, Tallahassee, Florida 32302, appearing**
18 **on behalf of ALLTEL Florida, Inc., Northeast Florida**
19 **Telephone Company and Sprint-Florida, Inc.**

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1 **DAVID B. ERWIN, Young, van Assenderp and**
2 **Varnadoe, P. A., P. O. Box 1833, Tallahassee, Florida**
3 **32302-1833, appearing on behalf of St. Joseph**
4 **Telecommunications, Gulf Telecommunications, Frontier**
5 **Telecommunications, Florida and Quincy Telephone Company.**

6 **STEPHEN S. MATHUES, Department of Management**
7 **Services, Office of General Counsel, Suite 200, 4050**
8 **Esplanade Way, Tallahassee, Florida 32399-0950,**
9 **appearing on behalf of the Department of Management**
10 **Services, located at Tallahassee.**

11 **WILL COX, Florida Public Service**
12 **Commission, Division of Legal Services, 2540 Shumard Oak**
13 **Boulevard, Tallahassee, Florida 32399-0870, appearing on**
14 **behalf of the Commission Staff.**

15

16 **ALSO PRESENT:**

17 **Charles Pellegrini, FPSC**

18 **Stan Greer, FPSC**

19 **Bill Stan, AT&T**

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I N D E X

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2 (Late-Filed) Assignment schedule for 352	15
3 (Late-Filed) Projected life for 352 area code with Daytona	18
4 (Late-Filed) Code conflicts with 352 area code in Daytona LATA	21

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S T I P U L A T I O N

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IT IS STIPULATED that this deposition was taken pursuant to notice in accordance with the applicable Florida Rules of Civil Procedure; that counsel present stipulate that the witness is the person he identified himself as; that objections, except as to the form of the question, are reserved until hearing in this cause; and that reading and signing was not waived.

IT IS ALSO STIPULATED that any off-the-record conversations are with the consent of the deponent.

1 **MR. COX:** I think we're going to go ahead
2 and begin. Let's start with those on the line and
3 take appearances.

4 **MR. EARLY:** This is Gary Early, BellSouth
5 Mobility.

6 **MR. STAN:** Bill Stan from AT&T.

7 **MR. LOGAN:** Mark Logan, Bryant, Miller &
8 Olive.

9 **MR. CARVER:** Bill Carver representing
10 BellSouth.

11 **THE WITNESS:** Stan Washer, BellSouth.

12 **MS. WHITE:** Nancy White, BellSouth.

13 **MR. ERWIN:** This is David Erwin of Young,
14 van Assenderp and Varnadoe, Tallahassee, Florida on
15 behalf of St. Joseph, Gulf, Florida and Quincy
16 Telephone Companies.

17 **MR. MATHUES:** Steve Mathues on behalf of the
18 Department of Management Services, 4050 Esplanade Way,
19 Suite 260, Tallahassee, 32399-0950.

20 **MR. WAHLEN:** Jeff Wahlen of the Ausley &
21 McMullen law firm, P.O. Box 391, Tallahassee, Florida,
22 appearing on behalf of ALLTEL Florida Inc., Northeast
23 Florida Telephone Company and Sprint-Florida Inc.

24 **MR. COX:** Will Cox and Charles Pellegrini on
25 behalf of the Public Service Commission. Also

1 appearing is Stan Greer.

2 Does everyone on the line and everyone
3 present agree to the following stipulation?

4 It is stipulated that this deposition was
5 taken pursuant to notice in accordance with the
6 applicable Florida Rules of Civil Procedure; that
7 objections except as to the form of the question are
8 reserved until hearing in this cause; and that reading
9 and signing was not waived. It is also stipulated
10 that any off-the-record conversations are with the
11 consent of the deponent.

12 (Affirmative responses.)

13 MR. COX: Would the notary with Mr. Washer
14 please swear in the deponent?

15 R. STAN WASHER
16 was called as a witness telephonically
17 and sworn to tell the truth by the notary present
18 with the witness, testified as follows:

19 EXAMINATION

20 BY MR. COX:

21 Q Mr. Washer, this is Will Cox representing
22 Commission Staff. First of all, could you just state
23 your name?

24 A Stan Washer.

25 Q And who is your present employer,

1 Mr. Washer?

2 A BellSouth Telecommunications.

3 Q And how long have you been employed there?

4 A 28 and a half years.

5 Q And what is your position with BellSouth?

6 A I'm manager, NPA code administration for
7 BellSouth.

8 Q Could you explain what your responsibilities
9 are at that position?

10 A Primary responsibilities are to keep track
11 of area code -- status of area codes throughout the
12 United States region, southeast region, and to make
13 plans for their release when it's appropriate.

14 Q When you say keep track of area codes, what
15 does that involve?

16 A There is an annual survey of -- they call it
17 central office utilization survey where we request
18 input from various code holders, that is people to
19 whom codes -- central office prefix codes -- have been
20 assigned; and we take that input plus the industry
21 trends to develop a status, a current state, if you
22 will, and a forecasted state of the area codes. With
23 this data we can anticipate the exhaust of an area
24 code.

25 Q In your capacity with BellSouth, have you

1 received various letters from Ron Connors of Bellcore
2 associated with the Florida Public Service
3 Commission's proposed 904 area code relief plan?

4 A Yes, I have.

5 Q Have you also read various other letters
6 from NANC, Bellcore and the FCC that are associated
7 with the Florida Commission's proposed 904 relief
8 plan?

9 A I haven't read the latter ones, the FCC and
10 the letter from Mr. Hasselvander. I just received
11 copies of those this morning. I haven't finished
12 reading those.

13 Q Well, with regards to those from Bellcore,
14 in your opinion what are the concerns raised by
15 Mr. Connors?

16 A Mr. Connors, on behalf of North American
17 Numbering Plan Administration staff has raised
18 concerns regarding the compliance with the Florida
19 relief plan for 904 with the pertinent guidelines,
20 industry guidelines regarding area code relief.

21 Q In your opinion, what problems would arise
22 out of that noncompliance?

23 A Well, the section that Mr. Connors seems
24 concerned with is the portion of the guidelines that
25 say whenever there's an area code relief, the

1 resulting area codes should have further exhaust of
2 comparable periods, but in no case should they exceed
3 15 years, I believe it is. That's a paraphrase of
4 that section of the guidelines. The Florida plan
5 exceeds that 15 years.

6 Q In your opinion, what would be the potential
7 impact of this noncompliance on area code
8 administration?

9 A Well, the -- that section of the guidelines
10 addresses code conservation and concerns that were
11 developed by the Industry Numbering Committee in
12 regard to the efficient use and assignment of area
13 codes. So it's possible that if -- if we get to a
14 situation where area codes are assigned that don't
15 exhaust for a great -- you know, a long period of
16 time, we could assign codes that may not really be
17 necessary at a future date when changes in technology
18 are public policy. This could result in unutilized
19 area codes.

20 Q With regards to this possible inefficiency
21 or underutilization of area codes, could you explain
22 how you or the industry would determine whether the
23 Florida Commission's proposed 904 area code relief
24 plan would be an inefficient use of area codes?

25 A Can you repeat that, please?

1 Q Sure. Could you explain how yourself or the
2 industry would determine whether the Florida
3 Commission's proposed 904 area code relief plan would
4 be an inefficient use of area codes? How would that
5 be calculated?

6 A Well, there are a couple considerations
7 here. One is that on the surface of things, at the
8 time that the plan is ordered we can look at the
9 stated -- the status, rather, of the area code and see
10 the number of CO prefix codes that are assigned in the
11 particular LATA to which an area -- a new area code
12 would be assigned, and then anticipate growth; and if
13 that anticipated growth is considerably out in the
14 future, there's a possibility that new changes in
15 technology, such as local number portability, perhaps,
16 or anything else that comes along that we haven't
17 thought about, that could possibly reduce the demand
18 for new codes; then we'd have an area code with
19 approximately 792 assignable CO codes that would be
20 sitting out there that could not be used under the
21 current guidelines.

22 Q In some of the letters that I mentioned that
23 you said you had written, as well as the Bellcore
24 letters, the parties discussed their concern with the
25 implementation of the area code that would exceed the

1 15-year requirements which we just discussed. Do you
2 know if there's ever been an area code implemented
3 that has violated this provision?

4 A To my knowledge, no. And I'll clarify that
5 by saying that the guidelines, this particular section
6 of the guidelines is a relatively recent change to the
7 guidelines. The first version, or even the second
8 version, perhaps, did not include the provision for
9 multiple splits. It was always a two-way split, if
10 you will.

11 Along with the changing guidelines that
12 allow for a three-way split, there was this concern
13 about the resulting life of the new area codes after
14 that split, which is why that particular paragraph was
15 added. So it -- I'm not aware of any of previous area
16 code relief activities that would violate the current
17 guidelines.

18 Q I'd like to refer you to the letter sent to
19 yourself from Mr. Ron Connors dated 2/12/1997,
20 February 12th, 1997.

21 A Yes, sir.

22 Q And in the second paragraph there's some
23 discussion of the 904 area code relief associated with
24 the implementation of the 352 area code towards the
25 end of the second paragraph.

1 A All right.

2 Q Are you familiar with the implementation of
3 the 352 area code?

4 A Yes.

5 Q Could you explain some of the circumstances
6 associated with the implementation of 352 for 904 area
7 code relief?

8 A This area code relief occurred in the time
9 frame when the guidelines did not allow a three-way
10 split, and one of the earlier pieces of correspondence
11 back and forth between us and NANPA concerned the
12 three-way split and the assignment of codes. And it
13 was during this process developing relief for 904 at
14 that time that resulted in the new 352 area code being
15 assigned to Gainesville that the guidelines were
16 changed to allow multiple area code splits as well as
17 putting in that criteria about the 15 years, and
18 that's -- the last sentence of that paragraph --
19 modify the guidelines to encourage the long-range NPA
20 planning.

21 Some discussions that occurred at that time
22 were that we would perhaps consider the 352 as being
23 the first phase of a multiple phase relief for north
24 Florida.

25 Q Do you know what the projected life of the

1 current 352 area code is?

2 A I don't have that data with me.

3 Q To the best of your knowledge, did the 352
4 area code -- the implementation of the 352 area code
5 violate the 15-year guideline that we have been
6 discussing today?

7 A At the time the 352 was assigned there was
8 no 15-year guideline.

9 Q To the best of your knowledge, is the life
10 of the 352 area code -- or when it was assigned at
11 that time, greater than 15 years?

12 A I don't -- I really don't recall that. It
13 could have been, but I just don't recall. Again, I
14 don't have data with me.

15 Q Could we request that you file a Deposition
16 Exhibit No. 1 with that information? Would you be
17 able to provide that?

18 A What is it exactly you wanted again? I can
19 do that. Just tell me what it is.

20 Q This would be Deposition Exhibit No. 1, and
21 it would be the projected life of the 352 area code,
22 when it was implemented.

23 A All right.

24 (Late-Filed Deposition Exhibit 1
25 identified.)

1 Q (By Mr. Cox) Also, would you be able to
2 provide the Commission with the most recent NXX
3 assignment schedule for the 352 area code?

4 A What do you mean by most recent schedule?
5 MR. COX: Could we just go off the record
6 for just one moment?

7 MS. WHITE: Sure.

8 (Discussion off the record.)

9 MR. COX: We'll go back on the record.
10 Mr. Washer will file Deposition Exhibit 2, the most
11 recent NXX assignment schedule for 352.

12 (Late-Filed Deposition Exhibit 2
13 identified.)

14 Q (By Mr. Cox) Mr. Washer, to the best that
15 you can recall, what was the industry's proposal at
16 the time of the implementation of 352, the initial
17 proposal?

18 A As I recall, the first proposal called for a
19 three-way split, and NANPA turned that down because
20 the guidelines at that time did not allow that.

21 I think a second proposed relief for 904 at
22 that time may have called for the three Panhandle
23 LATAs getting a new code and the Jacksonville, Daytona
24 and Gainesville LATAs reserving or keeping the 904
25 code. There were possibly other options in there.

1 Q And so the reason that that proposal wasn't
2 adopted was because a three-way split wasn't allowed
3 under the guidelines?

4 A Under the guidelines at that point in time
5 three-way splits were not allowed. They, I guess, up
6 to that point in time, really hadn't even been
7 considered, at least by the industry that prepared the
8 guidelines.

9 Q With regards to the industry proposal that
10 was approved at that time, did Bellcore express any
11 concerns?

12 A Without going through the records, I would
13 have to say I don't recall any concerns expressed at
14 that time. Keep in mind that the guidelines were
15 changed pretty much during or shortly -- after this,
16 and they were changed as a result of the Florida --
17 the north Florida relief considerations.

18 Q Do you recall any discussion of or concerns
19 involving the inefficient use of codes?

20 A No, I don't.

21 Q Mr. Washer, do you recall whether Bellcore
22 stated that they may or may not release a code because
23 of the life of 352 or the projected life of 352?

24 A In the current relief activity?

25 Q Yes.

1 A No, I don't.

2 Q To the best of your knowledge, at the
3 industry meetings surrounding the 904 area code relief
4 associated with -- at the time of the 352
5 implementation, was there any discussion about moving
6 Daytona Beach into the 352 area code?

7 A Yes, there was.

8 Q And what of those discussions can you recall
9 for me right now?

10 A That was a relief option that was
11 considered, and the industry representatives who
12 provide telecommunications service in that area felt
13 like that Daytona Beach was more aligned with
14 Jacksonville than it was with Gainesville, and that
15 there be some either confusion or difficulty with the
16 service providers or the end users if
17 Gainesville-Daytona Beach were to be coupled into the
18 same area code.

19 Q So the primary concern was basically some
20 sort of community of interest concern?

21 A Yes, sir, as I recall.

22 Q Mr. Washer, do you recall what the projected
23 life for 352 would have been if Daytona Beach was
24 included in the 352 area code?

25 A No, I don't.

1 Q Could you supply that information to the
2 Commission?

3 A I'm not sure that it was ever calculated,
4 but if it was, I'll go back through my records, and if
5 I find it, I can provide whatever I have. I'm not
6 sure I should attempt at this point in time to go back
7 and try to reconstruct something that was there,
8 but --

9 Q Okay. That would be fine, I guess, to the
10 best of your ability. We'll have that marked as
11 Deposition Exhibit 3.

12 A That if it exists, I'll provide the life
13 of -- the anticipated life of a combined Gainesville
14 and Daytona Beach LATA?

15 Q Yes.

16 A Okay. If it exists, we'll be happy to do
17 that.

18 MR. COX: We'll title that Projected Life
19 for 352 Area Code with Combined Daytona Gainesville
20 LATAs.

21 (Late-Filed Deposition Exhibit 3
22 identified.)

23 Q (By Mr. Cox) Mr. Washer, to the best of
24 your recollection, when did the industry start looking
25 at the current 904 area code relief?

1 A (Pause) I'm thinking. I'm not ignoring
2 you. I'm guessing it would have to be about the time
3 the '96 COCUS was developed.

4 Q Could you tell me what COCUS, that
5 abbreviation, stands for?

6 A Central Office Code Utilization Survey.

7 Q In the process of these industry meetings
8 and discussions for the current 904 area code relief,
9 did the industry consider moving Daytona Beach into
10 352 as a relief option?

11 A It may have been mentioned. I'm not sure
12 that it was actually considered. Again, I'll have to
13 go back and read the meeting minutes to refresh my
14 memory, but I don't recall that being an option. It
15 may have been. I just don't recall why.

16 Q At the present time are there any code
17 conflicts associated with currently moving Daytona
18 Beach into 352 or, for that matter, 407?

19 A I'm not sure about 407, although I would
20 assume there would be a large number of code conflicts
21 between 352 and 407, or Daytona Beach and 407.
22 Between the Daytona Beach and Gainesville LATAs I
23 think there were three code conflicts existing.

24 Q Could you provide us with a list of the code
25 conflicts for 352 and 407 and identify when those

1 codes were assigned?

2 MS. WHITE: One more time, what is the
3 request?

4 MR. COX: The request is a list of the code
5 conflicts for 352 and 407 area codes, and identify
6 when those conflicting codes -- excuse me -- NXX
7 codes. Let me clarify that; NXX codes. And also
8 identify when those codes were assigned.

9 A That's between the 352 NPA and the 407 NPA.
10 If I may, I'd like to mention that the 407 NPA is
11 nearing exhaust, which there's just about every
12 code -- every assignable code in 407 has been
13 assigned. So any code that's -- any NXX code assigned
14 in 352 is most surely duplicated in 407.

15 Q The code conflicts I'm talking about are the
16 code conflicts associated with moving Daytona into
17 either 352 or moving it into 407.

18 A Clarify that, please.

19 Q Can we go off the record for just one
20 moment?

21 MS. WHITE: That's fine.

22 (Discussion off the record.)

23 MR. COX: We'll go back on the record. This
24 will be Deposition Exhibit 3.

25 MS. WHITE: I think it's 4.

1 MR. COX: Excuse me; 4. Strike that. 4;
2 and those will be titled Code Conflicts with the 352
3 Area Code in Daytona LATA.

4 (Late-Filed Deposition Exhibit 4
5 identified.)

6 Q (By Mr. Cox) I just have one more question
7 for you, Mr. Washer.

8 At the time that BellSouth assigned those
9 three codes that you mentioned that would conflict
10 with the 352 area code, NXX codes, did you have any
11 knowledge or indication that there would be a
12 necessity for 904 relief in the near future?

13 A I don't -- at this time, at this point I
14 don't know when those codes were assigned. I know
15 I've looked at that -- I haven't looked at it in the
16 context of 904 exhaust. So I'd have to say at this
17 point in time I don't know the answer to that
18 question.

19 MR. COX: Thank you, Mr. Washer. That
20 concludes Staff's questions.

21 EXAMINATION

22 BY MR. ERWIN:

23 Q Mr. Washer, this is Dave Erwin, and I
24 represent St. Joseph Telephone & Telegraph and two
25 other companies they have, and Quincy Telephone. We

1 were the parties in this docket that were in favor of
2 the three-way split. I've got a few questions for
3 you.

4 First is, did you just change your location
5 of employment and move to Georgia?

6 A No. I'm still employed in Birmingham.

7 Q Okay. I just wondered why the deposition
8 was in Georgia and your letters were addressed to
9 Alabama.

10 A Well, it's -- I think --

11 MR. CARVER: Well, I think I can answer. I
12 don't know if you want the witness to answer. I mean,
13 I can tell you he's here -- he is here in Atlanta just
14 for logistical reasons.

15 MR. ERWIN: I just was curious.

16 Q (By Mr. Erwin) Mr. Washer, I believe you
17 indicated you had been an employee of BellSouth or
18 Southern Bell for some 28 plus years; is that correct?

19 A That's correct.

20 Q What relationship does Mr. Connors have with
21 BellSouth?

22 A None that I'm aware of.

23 Q And is he an employee of Bellcore?

24 A Yes, sir.

25 Q And what is the relationship between

1 BellSouth and Bellcore, if any?

2 A To my knowledge, the only relationship is
3 that -- and I have to hedge on this because Bellcore
4 is in the process of being sold to a company in
5 California. But, say, prior to that sale the seven
6 regional Bell operating companies jointly owned
7 Bellcore.

8 Q And what did Bellcore primarily do?

9 A In regards to number --

10 Q Well, in regard to anything. What was their
11 function?

12 A Well, they do a lot of stuff. The things
13 I'm most familiar with would be consulting and systems
14 development and support work.

15 Q Let me ask you this: I guess you know
16 Mr. Connors; is that correct?

17 A That's correct.

18 Q Did you have any conversations with
19 Mr. Connors before any of these letters that were
20 written to you?

21 A As I recall, we gave him a heads-up as to
22 the status of the industry meetings as they occurred,
23 and when we heard the Commission order, said this is
24 what the Commission has ordered us, I'll get a letter
25 to you as soon I can.

1 Q Let me make sure I understand. Did you say
2 "We gave him a heads up on the industry meetings"?
3 Did you personally call Mr. Connors?

4 A Yes; the editorial "we". It was me. Now,
5 wait. Let me clarify that. I called his office. I
6 may have talked to either Mr. Ron Connors or Mr. Jim
7 Deak.

8 Q And did you ask Mr. Connors to write you any
9 letters?

10 A No, I didn't ask him to write letters, but
11 if I may, let me explain the process. In my role as
12 NPA relief coordinator for BellSouth, as I stated
13 earlier, we look after NPA relief activities in the
14 nine-state region. The only exception would be in the
15 Tampa-St. Pete area of Florida. But part of that work
16 involves conducting industry meetings and then
17 advising the North American Numbering Plan
18 Administration staff the results of those meetings and
19 when there is an approved plan to officially -- or to
20 request official assignment of a relief code. So in
21 that context we gave him a heads-up that the letter
22 would be coming.

23 Q You gave Mr. Connors a heads-up that a
24 letter would be coming?

25 A Yes, sir; and I can't give you a date or

1 even -- 100% assurance that it happened, but normally
2 I would call him.

3 Q So am I to understand that there was a
4 letter from you or somebody to Mr. Connors that
5 preceded all of these letters from Mr. Connors to you?

6 A Yes. I think that each letter that he wrote
7 to me -- well, not every one, but some of these were
8 in response to a letter that I sent him, yes.

9 Q What basically did you say in those letters
10 that you wrote to him?

11 A Well, on January 21st we advised that the
12 Florida Public Service -- I don't know whether you all
13 have copies of this letter or not.

14 But, "As we discussed, this is to advise
15 that Florida Public Service Commission in an agenda
16 session this morning ordered that a three-way split be
17 deployed to provide relief for the 904 NPA. They also
18 ordered that the permissive dialing period begin in
19 June '97, end in June '98. The split would be along
20 LATA lines as follows." Then I went ahead and
21 mentioned that.

22 Closed out by saying "With this letter we
23 request formal assignment of the 850 and 324 NPA codes
24 that have been reserved for this purpose, so that
25 implementation of the Florida Commission order may

1 proceed." And then "If you have questions, call."

2 Q When you say that those codes had been
3 reserved for this purpose, it implies, it seems to me,
4 that you had some previous indication that this might
5 occur.

6 A Well, with any area code there's always the
7 possibility of exhaust. So on an annual basis, we
8 review our reservations, if you will, so that every
9 current area code that's in service would have a
10 relief code reserved for it at whatever point in time
11 that area code needs relief.

12 Q So if I understand what you're saying then,
13 there were a total of two area codes that were
14 reserved for what was previously this whole north
15 Panhandle area including Jacksonville and Daytona
16 Beach?

17 A Yes. Generally we'd have a first
18 reservation and a second reservation for every working
19 area code.

20 Q With regard to the letters that either you
21 sent to Mr. Connors or before receiving any letters
22 from Mr. Connors, did you discuss this matter with any
23 other employees of BellSouth?

24 A I'm sure I did. I would normally talk to
25 the code administrators, the people that actually

1 assign the NXX codes, and the supervisor there. I
2 also talked to the person in BellSouth who would be in
3 charge of implementing the area code relief in
4 BellSouth.

5 Q Did you talk to any of the parties in the
6 hearing that was held in Tallahassee before writing
7 any of these letters, any of the persons who were
8 involved in the hearings?

9 A I don't know. I don't have -- I don't keep
10 a telephone log of all my conversations.

11 Q Did you know what the position of BellSouth
12 was in this proceeding?

13 A It's my understanding that Mr. Dan Baeza may
14 have filed a position on that. I know there have been
15 discussions that we really -- well, I don't have his
16 deposition in front of me, but I don't think it
17 matters. There were two or three options in there
18 that we could live with, as I recall; as we,
19 BellSouth, could live with.

20 That's something else, too. In my position
21 as NPA relief coordinator, I really don't -- you know,
22 can't and don't take a position on supporting a relief
23 effort. If -- you know, one relief effort may make
24 more sense in a certain area or situation than
25 another, but I personally don't really care what they

1 are.

2 Q Have you ever taken a position in a relief
3 effort that was contrary to the position taken by your
4 employer, BellSouth?

5 A Again, I don't take an official position on
6 a relief effort. I try to maintain a neutral
7 position, that is not take any position one way or
8 another.

9 Q Could I ask you if you have ever gone back
10 and looked at area codes that were previously issued
11 and made some determination to adjust those to change
12 them in any sort of way?

13 A How do you mean?

14 Q Well, let's say you had issued the 352 area
15 code and found later on that it was not going to
16 exhaust for many, many years. Would you go back and
17 try to do something to change that situation for an
18 already issued area code?

19 A As a matter of course, I normally would not.
20 I've been a little busy recently looking at the next
21 area code, and I haven't had the luxury of being able
22 to go back and review the ones in service except
23 through the annual COCUS process.

24 Q Are you aware of -- well, before I get to
25 that, let's do this first. When were the 15-year

1 guidelines issued?

2 A I'm not real sure about that. It may have
3 been early in '96. It could possibly have been late
4 '95. I'm not real sure. I know there were changes
5 suggested and it's sometimes a lengthy process to get
6 a final draft approved through the Industry Numbering
7 Committee.

8 Q Who was the -- or which was the organization
9 that issued those guidelines?

10 A If I recall correctly, at that time it was
11 the Industry Numbering Committee that was a
12 subcommittee of the Interexchange Carriers
13 Compatibility Forum.

14 Q Were there guidelines prior to that?

15 A Well, the guidelines themselves had, you
16 know, early versions that were modified in the '95
17 time frame.

18 Q Who had issued the earlier version of the
19 guidelines?

20 A This same Industry Numbering Committee.

21 Q So then this would just have simply been an
22 amendment of those earlier guidelines?

23 A I believe so.

24 Q And to understand what this guideline that
25 seems to be causing concern is, it's a guideline that

1 says that an area code ought not to exhaust in 15
2 years after the exhaust -- anticipated exhaust date of
3 another area code; is that correct?

4 A Well, sort of correct. With an area code
5 split, you're going to have two or more -- well,
6 previously it was only two, but now with the changing
7 guidelines we could have multiple splits. But the
8 intention of the guideline is that with a split, the
9 resulting area codes would have a future anticipated
10 exhaust, and the guidelines suggest that they should
11 be somewhat similar or of equal length, somewhat equal
12 length, but in no case should they exceed 15 years'
13 difference between the resulting new areas.

14 Q And this is only if two additional area
15 codes are issued? Is that the --

16 A Well, no. It could apply to three or more,
17 you know, if you had a four-way split, and the area --
18 the new area code one -- would exhaust in one time
19 frame, and each subsequent area code could have a
20 different exhaust date. But the difference between
21 think two of them, I guess, or I don't know how --
22 we've never had a four-way -- but I guess the
23 difference in exhaust dates should not exceed 15 years
24 according to the guidelines.

25 Q If you had one area code -- it doesn't

1 matter where it is; let's just call it area code
2 701 -- and you split something off from 701, are you
3 concerned about how long it would be before the 701
4 exhausted compared to the remaining -- the new area
5 code would exhaust compared to the remaining 701 area?

6 A Yes.

7 Q So if the area code for Jacksonville
8 remained 904 and you were to split something off from
9 Jacksonville at a later date, you would then be
10 concerned as to the exhaust date of that area that was
11 split off?

12 A That's correct.

13 Q So you had Jacksonville that was to exhaust
14 in, say, the year 2000 and you split Daytona Beach
15 LATA off of the Jacksonville LATA, you would be then
16 concerned about the exhaust date of the Daytona Beach
17 LATA; is that correct?

18 A Generally speaking that's correct. I'm not
19 sure I follow your scenario. I assume that in your
20 scenario Jacksonville-Daytona were in the same area
21 code and the other LATAs in north Florida would be in
22 other area codes?

23 Q That's correct?

24 A And that the relief plan would call for
25 Daytona Beach at that point in time to be split along

1 LATA boundaries from Jacksonville.

2 Q I was assuming that the Jacksonville area
3 maintained the 904 area code, and that at some point
4 you would want to get some relief for the -- well, the
5 Jacksonville and Daytona Beach maintained the 904 area
6 code, and that at some point that would exhaust and
7 you would want to take some corrective action there to
8 issue a new area code for some area, and let's assume
9 that was Daytona Beach. You would then, I suppose, be
10 concerned about the exhaust date for Daytona Beach?

11 A That would be one of my concerns. In fact,
12 a split may not even be the relief option. We would
13 hold a industry meeting, and that all code holders and
14 other interested industry members look at the various
15 relief alternatives and, as an industry, come to
16 consensus agreement on what the relief option should
17 be. And certainly a split would be one relief option;
18 an overlay would be another.

19 Q Are there any other options besides a relief
20 and an overlay?

21 A Geographic split and an overlay, and a third
22 one that's sometimes mentioned is a boundary
23 realignment. Generally that's not given a lot of
24 consideration because it provides short-term relief
25 and requires that customers change their 10-digit

1 telephone number.

2 Q Is there a lot of industry support at these
3 meetings for an overlay?

4 A We're seeing more and more support for
5 overlays as we have these meetings, yes.

6 Q Was there a lot of support for an overlay at
7 the industry meeting involving the 904 area code?

8 A There was some support for it, yes. It
9 wasn't substantial enough for the industry to come to
10 agreement on that. It's a matter of timing, perhaps,
11 at the point in time the industry met that a split was
12 considered to be the most appropriate relief option.

13 Q Do you know what the exhaust date would be
14 for the 904 area code if Jacksonville and Daytona
15 maintained that area code?

16 A I don't recall. I'm looking at the
17 secondary code reliefs right now. I just don't have
18 that one firmly in my mind.

19 Q Have you ever seen an exhibit that was
20 offered into evidence in the hearing on this matter
21 before the Public Service Commission that was
22 presented by Daniel Baeza of BellSouth that listed
23 area codes in the North American Numbering Plan?

24 A I have reviewed Mr. Baeza's exhibit and
25 filing. Again, it's not committed to memory.

1 Q Do you recall from looking at that exhibit
2 that there seemed to be many area codes that had been
3 issued recently?

4 A I maintain my own list of new area code
5 assignments, and I know that there have been a number
6 of area codes assigned in recent years, yes.

7 Q Do you have any idea of approximately how
8 many new area codes have been assigned in recent year
9 years?

10 A Approximately in '95 -- January -- by the
11 way, January of '95 we went to what is called the
12 interchangeable NPA code format, so that the middle
13 digit of an area code is no longer restricted to 0 or
14 1.

15 Since that time there were approximately 15
16 area codes assigned in 1995 -- or that were
17 implemented in 1995. There were approximately 20,
18 perhaps as many as 24 assigned for implementation in
19 1996, and there were approximately 37, and perhaps
20 it's still growing, the number of codes that are being
21 assigned for implementation in 1997.

22 Q How many were assigned prior to 1995? It
23 says for -- the reason I ask this is that it says on
24 the exhibit that these highlighted entries indicate --
25 it's underlined "new area codes," but it doesn't tell

1 what they mean by new area codes, so that's why I'm
2 asking you.

3 MS. WHITE: Excuse me, Dave. This is Nancy
4 white. Could you identify what you're looking at?

5 MR. ERWIN: I was looking at Mr. Baeza's
6 exhibit. It's identified as DMB-5 --

7 MR. COX: Could we go off the record for a
8 second to clarify this?

9 MR. ERWIN: Yes.

10 (Discussion off the record.)

11 Q (By Mr. Erwin) It doesn't matter about
12 this exhibit. If you know what new area codes might
13 have been issued prior to '95, that would be
14 sufficient, if you have any idea.

15 A Well, where I think -- are we still off the
16 record?

17 MR. COX: No, we're on the record.

18 THE WITNESS: Okay. Prior to 1/1/95, there
19 were -- you know, all the area codes -- all of the
20 assignable area codes of the format "N" as a first
21 digit, "0" or "1" as second digit, "X" as a third
22 digit, where "N" equals any number 2 through 9, "X"
23 equals any number "0" through 9, all of those codes
24 have been assigned by 1/1/95.

25 The Alabama 334 area code was the first code

1 of the new interchangeable format that went in service
2 in the North American Numbering Plan, and we had to
3 wait until January of '95 to implement that because we
4 had already exhausted our previous -- the 205, and we
5 had to wait to January to put the new one in service.

6 Q (By Mr. Erwin) So I understand, then, from
7 what you've said, that if I were to look through this
8 list of area codes, anything that has a number in it
9 other than "0" or "1" would have been issued
10 subsequent to January 1, 1995?

11 A Any digit other than "0" or "1" in the
12 middle position of the area code was assigned and
13 implemented after 1/1/95, yes.

14 Q In other words, if I looked at the area code
15 for -- well, you mentioned Alabama. If I looked at
16 all of the area codes in the Caribbean, for example,
17 they would -- they're all for Anguilla -- Anguilla, I
18 guess -- it's 264, and Antigua is 268 and so forth,
19 those would all have been issued after January 1,
20 1995?

21 A That's correct.

22 Q With regard to those, would it be true that
23 the Caribbean used to have one area code and now it
24 has a number of different area codes?

25 A That's correct.

1 Q Do you know how many different area codes
2 were issued to the Caribbean?

3 A Well, I think there were -- there have
4 been -- the Caribbean has been characterized as having
5 16 countries, so it's in the vicinity of 16.

6 Q You would have, I suppose, been concerned
7 with the exhaust dates for those countries, not --

8 A Well, not the exhaust dates of those
9 countries, but the impact that the assignment of an
10 area code to each individual island nation would have
11 on the long-term numbering plan, yes. But according
12 to the guidelines, these countries are entitled to
13 request an area code of their own.

14 Q So that's a guideline that would sort of
15 override the 15-year exhaust date guideline?

16 A As I understand it, yes.

17 Q There are any other guidelines that might
18 override the 15-year exhaust date guideline?

19 A None come to mind.

20 Q Is there any way that we could tell from
21 looking at the guidelines which guidelines take
22 precedence over some other guideline?

23 A Probably not. There are four different
24 guidelines that address area code relief planning and
25 central office code assignments which, by the way, the

1 Industry Numbering Committee is looking at the
2 possibility of reducing those four to a smaller
3 number.

4 Q I gather, then, from what you've said that
5 these guidelines may have some degree of flexibility
6 to them. Is that a correct impression on my part?

7 A I guess it depends on how you define the
8 flexibility and who -- the guidelines apply to
9 different people, you know. One applies to the code
10 administrators to make the CO prefix code assignments.
11 Another one applies to the NANPA and their allocation
12 and assignment process. Another assigns to people
13 like me who look at the planning for NPA relief.

14 So depending upon the perspective of the
15 person looking at the guidelines and the intent of the
16 guidelines to address a certain job function, former
17 guidelines don't always agree. So to that extent
18 there might be some flexibility, or confusion,
19 perhaps.

20 Q This is the first I kind of heard of that.
21 You say there are four sets of guidelines?

22 A Yes.

23 Q Are these the same guidelines that the FCC
24 has for its guidelines?

25 A What do you mean by the FCC's guidelines?

1 Q I don't know. Maybe you could tell me
2 what -- we've heard that term used before, and I just
3 wondered. Maybe you could explain it to me. I'm not
4 real sure.

5 A The Industry Numbering Committee, as well as
6 other open industry forum -- fora -- look after
7 numbering issues, and as part of their issues -- you
8 know, anybody can submit an issue to be addressed.
9 Sometimes guidelines are developed. Sometimes
10 existing guidelines are modified as a result of the
11 resolution of that issue.

12 Regarding numbering and NPA relief, the
13 guidelines -- as I pointed out, there is a set of
14 guidelines, one practice that covers the North
15 American Plan Administration's role in the allocation
16 and assignment process. There's one that assigns
17 the -- that covers a situation where you actually look
18 at and plan for area code relief. A third one covers
19 the assignment of central office prefix codes and it
20 also has some references to area code relief, and the
21 fourth one talks about the timing of notification and
22 of other aspects of area code relief.

23 Q Thank you very much.

24 A Oh. And I forgot to really address your
25 question about the FCC. The industry adopts these

1 guidelines, and it's somewhat of a gentleman's
2 agreement that we all follow them as an industry.
3 They are guidelines. They're not rules. They're not
4 law. To that extent, I think the FCC -- I'm not real
5 sure how they have incorporated those guidelines into
6 any proceedings, but they are generally recognized as
7 guidelines that the industry follows.

8 Q Are you aware of the situation in California
9 where an area code was recently issued that seemed to
10 depart from the guidelines that you've talked about?

11 A No, I'm not.

12 Q How about in Utah?

13 A No. No; only to the extent I know there are
14 two other situations in the country where the -- the
15 same section of the guidelines regarding the 15 years
16 is in violation, or the relief plan is in violation;
17 that same part of the guideline.

18 Q Is that all you know about those two cases,
19 though, that the bottom line is that they're more than
20 15 years?

21 A That's correct.

22 Q You don't know any of the reasons why the --
23 why either the Public Service Commission or an
24 industry body might have chosen to do that in either
25 of those two states?

1 **A** That's correct. I do not.

2 **Q** And I guess, then, you don't know whether or
3 not either of those two states cited the Florida
4 Public Service Commission as a reason for doing what
5 they did?

6 **A** That's correct. I do not.

7 **Q** Is there any guideline that suggests that
8 the end users are the primary concern rather than the
9 exhaust date? Because I thought I heard you mention
10 in the 352 and Daytona Beach situation that end users
11 were of primary concern there.

12 **A** Well, there are a number of concerns with
13 any area code relief, and certainly the exhaust or,
14 let's say the status, the conservation, the efficient
15 use of numbers is a concern. The impact upon the end
16 user is definitely a concern, and the impact on the
17 service providers is another concern; but we try to
18 look at all concerns, look at all stakeholders in the
19 proposed area code relief and try to minimize the
20 impact, the adverse impact upon the majority of the
21 stakeholders.

22 **Q** And do you have any reason to believe that
23 the Florida Public Service Commission failed to look
24 at all those concerns in making its decision?

25 **A** No, I don't.

1 codes and then you knock out the N11 codes, you get
2 792. It also lists other area codes that cannot be
3 assigned for general relief of an NPA; but there are
4 some general purpose codes, there are relief codes,
5 there are special purpose codes that are identified.

6 So depending on where you're coming from,
7 you know, you could ask for how many codes have been
8 assigned or are in service today, or you could also
9 ask how many codes are available for assignment, which
10 would exclude some of these special purpose codes and
11 the growth codes. So, you know, you could get a
12 different answer depending on how you ask the
13 question.

14 Q Do you have an estimate of the number that
15 are available for assignment?

16 A No.

17 Q Do you know any projection of when the
18 available NPA codes will exhaust?

19 A I've heard projections -- I've heard two
20 projections. A few years ago it was projected that
21 the North American Numbering Plan in the new format,
22 that is with interchangeable NPA codes, could possibly
23 last until the year 2030, 35 perhaps; and most
24 recently within, say, the last six months or so, that
25 life of the North American Numbering Plan has been

1 revised downward to -- or advanced in time to perhaps
2 give a current view of exhaust in perhaps the year
3 2025.

4 Q How actively were you involved in the
5 proceeding which resulted in the 352 assignment?

6 A I still serve in my current function, NPA
7 relief coordinator, so we were involved in the
8 industry meetings. I conduct a session of it. Other
9 people conduct different sections or portions of the
10 NPA relief meetings.

11 Q Do you know someone named Bill Sawyer who
12 works for BellSouth?

13 A Bill Sawyer? Yes, I do.

14 Q Did he work with you in that proceeding?

15 A Yes, he did.

16 Q Do you recall whether or not you attended an
17 industry meeting on August the 2nd in Orlando on the
18 issue?

19 A I don't recall the exact date, but we had --
20 is this the current relief or the last time?

21 Q Last time.

22 A We had two, perhaps three meetings in
23 Orlando regarding the relief of the 904 that resulted
24 in a 352 area code being assigned to Gainesville.

25 Q Do you recall whether there were handouts

1 circulated that showed various options with various
2 assignments of codes and various exhaust dates?

3 A There most likely was. I think we had
4 handouts to every meeting.

5 Q Would that include the August 30 meeting as
6 well?

7 A Again, I don't have the dates in front of
8 me, but if there was a meeting on August 30, I would
9 have to assume we had some handouts.

10 Q Would you disagree if those handouts
11 indicated the exhaust date for 352 as currently
12 assigned is 2019?

13 A I have no basis to disagree at this point in
14 time. I don't have anything in front of me.

15 Q At the August 30, do you know whether the
16 option of a Jacksonville and Daytona LATA split-off
17 was set forth showing a 352 exhaust date of 2010 and a
18 904 exhaust date of 2003?

19 A Say that again one more time, please.

20 Q 352 exhaust 2010, 904 exhaust 2003.

21 A That would be with 904 including the
22 Panhandle LATAs plus Jacksonville plus Daytona?

23 Q No. Jacksonville and Daytona are 352. The
24 remainder, the Panhandle and the portion south of the
25 Jacksonville and east of the Daytona, remain in 904.

1 A I'm sorry I'm not following that. In the
2 August 30 meeting there were -- you're asking about a
3 proposal concerning a two-way split, one piece of
4 which would include -- what did you say again?
5 Daytona and Jacksonville? Or where was Gainesville?

6 Q Gainesville remained in 904 with the
7 Panhandle.

8 A I don't know that we ever really worked that
9 up. I know it was discussed at one time. I'm not --

10 Q Well, let me ask you hypothetically.

11 A Okay.

12 Q If, in fact, there was such an example,
13 would those exhaust dates meet the industry guideline
14 that we've been discussing today?

15 A As I mentioned earlier, the guidelines in
16 effect when the 352 was being -- or the 904 relief was
17 being discussed that resulted in the 352 area code
18 being assigned, the guidelines were met. We did not
19 conflict with the guidelines at that point.

20 Q That's because, I believe you testified,
21 there was not yet this 15-year prohibition?

22 A That's correct.

23 Q Well, let me back up a little bit. Was the
24 352 assignment an industry agreed decision, or was it
25 assigned by the Florida PSC?

1 A The code itself?

2 Q Who agreed that 352 should be issued? Who
3 were the parties?

4 A Clarify for me, are you asking about the
5 specific code, 352, or any new area code number
6 assigned.

7 Q 352. I can make this easier for you, I
8 think.

9 A Please.

10 Q Was there a proceeding before the Florida
11 Public Service Commission which resulted in the
12 assignment of 352?

13 A Not that I'm aware of. I don't recall of
14 there being such a proceeding.

15 Q How did 352 get assigned?

16 A There was industry consensus on a relief
17 plan for the 904 at that time that resulted in
18 Gainesville LATA receiving a new area code and the
19 remainder of the 904 retaining the 904.

20 Q So as I understand it, there was industry
21 consensus to assign a code to an area with apparently
22 an exhaust date of 2019, in 1995?

23 A Yes.

24 Q And then the industry promptly went out and
25 amended its guidelines to prohibit that?

1 A I think I mentioned earlier that at that
2 point in time in 1995, the industry was concerned --
3 or it was interested in developing a three-way split,
4 the first portion or first phase of which would be to
5 assign -- as it turned out -- to assign a new area
6 code to Gainesville, and the second portion of which
7 would be to examine relief options for the resulting
8 904 at a later date, and that was done.

9 The guidelines at that point in time did not
10 allow a three-way split, but we were able to come up
11 with this assignment, NPA assignment, for Gainesville
12 as a result of the guidelines being changed at that
13 point in time.

14 Q When you say they didn't allow a three-way
15 split, did they say there shall be no three-way split,
16 or did they simply not address the issue?

17 A I don't recall. First of all, I don't think
18 they addressed the issue, but I'm not sure what
19 sections of the guidelines may have prohibited it at
20 that time.

21 Q So did the industry subsequently amend the
22 guidelines to allow three-way splits?

23 A Yes.

24 Q Was that at the same time that they
25 prohibited spans in excess of 15 years?

1 A That was a part of it, yes.

2 Q Getting back to the hypothetical I asked you
3 about a little while ago with the exhaust dates for
4 352 being 2010 and 904 being 2003, hypothetically, can
5 we assume that was an option?

6 A I'm sorry. I didn't write down the answer
7 to your question -- or my question a while ago. At
8 that point in time, what LATAs were in the section
9 that you characterized as 352 with the exhaust date of
10 2010?

11 Q The Panhandle from just east of Tallahassee,
12 the Gainesville LATA were both in 904.

13 A There was some noise there, and I missed
14 that. 904 at that point in time that had an exhaust
15 of 2003 had which LATAs?

16 Q From Tallahassee westward and Gainesville.

17 A Were in what -- were in the 904 that had the
18 exhaust of 2003?

19 Q Correct. The remainder of the state roughly
20 from Lake City east to the Atlantic Ocean and south to
21 Daytona were in 352?

22 A I really don't recall. I don't have the
23 handouts or anything else with me today that I can
24 verify that. If you have something, I'm sure that
25 I've seen it. I just don't recall.

1 Q Well, for purposes of my question, can you
2 assume that that's the case?

3 A We can assume anything, yeah.

4 Q Okay. Thank you. You testified earlier
5 that that particular option -- I'm sorry. You
6 testified earlier about a community of interest.

7 A Yes; as expressed by the service providers
8 in that area.

9 Q And was that the Daytona Beach and
10 Jacksonville community of interest?

11 A The people providing service to Daytona
12 Beach felt like the community of interest was stronger
13 to Jacksonville than it was to Gainesville, if there
14 was any to Gainesville.

15 Q Would a community of interest be sufficient
16 to override a guideline?

17 A It's a consideration. I wouldn't say it
18 would be strong enough to override a guideline.

19 Q If it doesn't override a guideline, why
20 would you consider it?

21 A I'm sorry. I didn't quite follow that.

22 Q Never mind. I only have one other question
23 for you. At this point is there anything preventing
24 you from assigning the area codes as per the
25 Commission's order?

1 time; is that correct?

2 A I couldn't hear that. We've got some
3 feedback here. Hold on a second. Let's try it again.

4 Q Sure. At the time 352 was assigned, the
5 assignment of that NPA was consistent with the
6 guidelines as they existed at that time?

7 A That's my understanding, yes.

8 Q And then the guidelines were subsequently
9 changed?

10 A That's correct.

11 Q Now, these guidelines you've testified are
12 just guidelines, they're not rule or law; is that
13 correct?

14 A To my knowledge that's correct.

15 Q And in your experience, they've generally
16 been followed; is that correct?

17 A That's correct.

18 Q And is it your opinion that the guidelines
19 have value because people follow them?

20 A They have value not only because people
21 follow them, but because a wide range of industry
22 segments are represented in the development of those
23 guidelines.

24 Q And if people decided not to follow them,
25 would you agree with me that the value of the

1 guidelines would go down?

2 A Yes.

3 Q You mentioned an overlay, or testified about
4 an overlay. You were asked some questions about
5 overlays, and I think you testified that overlays are
6 beginning to become more popular as an option. Is
7 that a fair assessment of your testimony?

8 A That's correct.

9 Q And could you tell me generally what the
10 advantages of an overlay are?

11 A The overlay is -- I guess, by design
12 perhaps, or at least it appears to be more appropriate
13 for more densely populated areas. One big advantage
14 is that it offers relief, provides more assignable
15 central office prefix codes without having to change
16 existing customers' telephone numbers.

17 Q And that would be a significant advantage to
18 the customers; is that correct?

19 A That's correct.

20 Q And it would reduce confusion to the
21 customers?

22 A That's correct.

23 Q Are you familiar with the first option that
24 was discussed or presented to the Commission in this
25 most recent area code relief proceeding that's been

1 called Option 1?

2 A Yes.

3 Q And that's assigning a new NPA to the
4 Pensacola, Panama City and Tallahassee LATAs with the
5 Jacksonville, Daytona Beach and 904 portion of the
6 Orlando LATAs retaining the 904 code?

7 A Yes.

8 Q If that were adopted and it became necessary
9 to provide area code relief in the Jacksonville area
10 sometime in the relatively near future, do you have an
11 opinion about whether an overlay would be possible in
12 that situation?

13 A My opinion is it would be possible and it
14 would probably receive strong consideration from most
15 industry members.

16 Q And so is it your understanding that in this
17 case what the Commission has done is gone with the
18 three-way split, which violates the guidelines, even
19 though there might be some options out in the future
20 to deal with area code relief problems that might
21 exist in the next four, five or six years?

22 A I may have missed the first part of your
23 question, Jeff. As I think I heard it, the -- as a
24 result of the Commission order, the guidelines -- the
25 order is in conflict with the guidelines. I'm not

1 sure if they intended that, but yes.

2 Q All right. Let me ask you about the status
3 quo. I think you testified that Bellcore, the NANPA,
4 has not issued the codes; is that correct?

5 A That's correct.

6 Q Where are we with the 904 area code right
7 now? Is it getting close to exhaust?

8 A Let me hedge on that just a little bit.
9 We're closer to exhaust certainly today than we were
10 before. The reason for the hedging is, one, I don't
11 have the data from the March assignment.

12 There is indication that more competitive
13 local exchange service providers are taking an
14 interest in beginning to request central office prefix
15 codes in the 904 area, most of which are in the
16 Jacksonville area. That could certainly lead to an
17 earlier than anticipated exhaust of the 904.

18 Q Do you have an order of magnitude feel of
19 how much longer we have before the 904 area code
20 exhausts, say from today?

21 A I really don't, and it changes daily based
22 upon how many codes are received, how many CLECs, if
23 you will, are requesting toll resources. They could
24 request one central office prefix code per rate
25 center. You know, that could get out of hand in a

1 hurry if they all decided to request codes at the same
2 time.

3 Q Well, let me just ask you this: If this
4 process were to drag on for another six months without
5 a decision, would that be a problem?

6 A We would most likely consider declaring a
7 central office code jeopardy situation and try to
8 receive industry agreement on the code conservation
9 steps to take during this period.

10 Q And you just got to a term that I wanted you
11 to talk about a little bit. I have in my hand a
12 letter, or a memo, that I think you authored. It's
13 dated January 24th, 1997, and it discusses the
14 possibility of declaring a jeopardy condition for the
15 904 NPA. Could you explain that a little bit more?
16 What is that? What is a jeopardy condition? What
17 happens?

18 A A jeopardy condition is declared, if you
19 will, at a point where it becomes obvious, perhaps --
20 maybe that's too strong a term -- but when we think
21 that there's a possibility that there will be more
22 code assignments in a given period of time than we
23 have in -- I'm sorry -- more code requests than we
24 have codes to assign prior to when a relief could be
25 implemented.

1 So in this case in my example a few minutes
2 ago if some of the competitive local exchange service
3 providers, the new entrants in the local exchange
4 market, were to all request codes at the same time,
5 you know, anytime in the next few months, that would
6 certainly possibly exhaust our list of assignable
7 codes, and then we would be faced with the possibility
8 of not having any codes to assign for a period of
9 time.

10 Q And then what would happen?

11 A Well, if we ask them to -- a declaration of
12 jeopardy in the development of extraordinary code
13 assignment procedures, we could reach a point of again
14 not having any central office code resource to assign
15 to the service providers for some period of time.

16 Q And does that mean ultimately that perhaps
17 new entrants would not be able to get an NXX and there
18 might ultimately be customers that can't get service?

19 A That's correct, and existing code holders
20 will also face that same possibility of not getting
21 growth codes.

22 Q So all other things being equal, we need to
23 resolve this as quickly as possible?

24 A That's correct.

25 Q It sounded to me as though one of the ideas

1 that's being developed here is the idea of moving the
2 Daytona Beach LATA into the 352 NPA, and I'm not sure
3 if that's an idea that people are considering or not.
4 But I wonder if you have an opinion as to whether that
5 option or Option 1 -- between those two, which is the
6 most efficient use of NPA numbering resources, and if
7 you don't know, that's fine.

8 A Yeah, I really hadn't considered it that
9 way, so, you know, I don't know.

10 Q Mr. Cox asked you some questions about code
11 conflicts, and I think you testified that there were
12 three code conflicts that you knew of between the
13 Daytona Beach LATA and the Gainesville LATA. How do
14 you resolve an NXX code conflict like that? What is
15 the process of resolving that conflict, if it can be
16 resolved?

17 A Well, if it needs to be resolved -- and the
18 need would arise from combining the two LATAs into one
19 area code -- the only resolution I could think of
20 would be to ask some of the customers to change their
21 Telephone number.

22 Q And has it been your experience in the
23 telephone industry that that process is disruptive and
24 makes customers unhappy?

25 A Well, yes, that's correct.

1 Q Do you know offhand what the exhaust dates
2 would be with respect to such a plan?

3 A Offhand, no. I know that it would not be --
4 there would not be a difference of 15 years stated in
5 the guidelines.

6 Q That's okay. So there would be the kind of
7 concern that Bellicore raised with you with respect to
8 the other plan as far as the differential in exhaust
9 dates?

10 A Yeah, there should not be that same concern
11 with the split as you proposed it.

12 MR. LOGAN: That's all I've got.

13 MR. WAHLEN: Can I ask one more follow-up
14 question?

15 MR. COX: Does anyone else on the line have
16 any questions for Mr. Washer?

17 MS. WHITE: This is Nancy White. Let me ask
18 one follow-up question to what Mr. Logan asked
19 Mr. Washer.

20 EXAMINATION

21 BY MS. WHITE:

22 Q Did the industry reach a consensus as to the
23 option he was talking about, about splitting
24 Jacksonville out and assigning it a new NPA with the
25 remainder of 904 remaining the same?

04-14-97 10:47AM FROM BELL SOUTH REGULATORY TO 12059777677

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AFFIRMATION OF DEPOSIANT

This is to certify that I, R. STAN WASKER, have read the foregoing transcription of my testimony, Page 1 through 61 given on April 9, 1997, in Docket No. 96189-OL, and find the same to be true and correct, with the exceptions, and/or corrections, if any, as shown on the errata sheet attached hereto.

R. Stan Wasker

Sworn to and subscribed before me this 14th day of APRIL, 1997

by R. STAN WASKER.

NOTARY PUBLIC

State of _____

Personally know to me _____ or produced identification _____

Type of identification produced _____

1 STATE OF FLORIDA)
2 COUNTY OF LEON)

: CERTIFICATE OF REPORTER

3
4 I H. RUTHE POTAMI, CSR, RPR, Official
Commission Reporter,

5 DO HEREBY CERTIFY that I was authorized to
6 and did stenographically report the foregoing
deposition of R. STAN WASHER.

7 I FURTHER CERTIFY that this transcript,
8 consisting of 64 pages, constitutes a true record of
the testimony given by the witness.

9 I FURTHER CERTIFY that I am not a relative,
10 employee, attorney or counsel of any of the parties,
11 nor am I a relative or employee of any of the parties'
attorney or counsel connected with the action, nor am
I financially interested in the action.

12 DATED this 10th day of April, 1997.

13 
14 H. RUTHE POTAMI, CSR, RPR
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CERTIFICATE OF OATH

I, the undersigned authority, certify
that R. Stan Washer personally appeared before
me at BellSouth Telecommunications and was
duly sworn by me to tell the truth. center

WITNESS my hand and official seal in the
city of Atlanta, County of Fulton,
State of Georgia, this
DAYMO 9th day of April, 1997.

William M. Beane
Notary Public
State of Georgia

Personally know OR produced identification
Type of identification produced BellSouth ID card

Notary Public, Cherokee County, Georgia
My Commission Expires August 15, 1997