

MORRISON & FOERSTER LLP

ATTORNEYS AT LAW

2000 PENNSYLVANIA AVENUE, NW  
WASHINGTON, D.C. 20006-1888  
TELEPHONE (202) 887-1500  
TELEFACSIMILE (202) 887-0763

ORIGINAL

NEW YORK  
LONDON  
BRUSSELS  
BEIJING  
HONG KONG  
SINGAPORE  
TOKYO

SAN FRANCISCO  
LOS ANGELES  
SACRAMENTO  
ORANGE COUNTY  
PALO ALTO  
WALNUT CREEK  
DENVER

Writer's Direct Dial Number  
(202) 887-8750

May 30, 2001

By Overnight Courier

Ms. Blanca S. Bayó  
Director, Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

Re: Response to BellSouth's Petition for an Order  
Directing the NANPA to Duplicate Certain NXX  
Codes; Docket No. 010614-TL

Dear Ms. Bayó:

Enclosed for filing are an original and fifteen copies and an electronic copy on diskette of the response of NeuStar, Inc., as the North American Numbering Plan Administrator, to BellSouth's petition in the above-referenced docket. Please date-stamp the enclosed return copy as received and return it in the attached self-addressed stamped envelope.

If you have any questions regarding this matter, please contact the undersigned.

Respectfully submitted,

Kimberly Wheeler  
Counsel for NeuStar, Inc.  
North American Numbering Plan  
Administrator

01 MAY 31 AM 10 08  
MILLER

- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR \_\_\_\_\_
- LEG   |
- OPC \_\_\_\_\_
- PAI \_\_\_\_\_
- RGO \_\_\_\_\_
- SEC   |
- SER \_\_\_\_\_
- OTH \_\_\_\_\_

Enclosures

RECEIVED & FILED  
*[Signature]*  
FPSC BUREAU OF RECORDS

DOCUMENT NUMBER-DATE  
06823 MAY 31 01  
FPSC-RECORDS/REPORTING

**Before the  
FLORIDA PUBLIC SERVICE COMMISSION  
Tallahassee, FL 32399-0850**

The North American Numbering Plan  
Administrator's (NANPA) Refusal to Duplicate  
Certain NXX Codes in NPA Splits

Docket No. 010614-TL

**RESPONSE OF THE  
NORTH AMERICAN NUMBERING PLAN ADMINISTRATOR  
TO BELLSOUTH'S PETITION FOR AN ORDER DIRECTING THE NANPA TO  
DUPLICATE CERTAIN NXX CODES**

NeuStar, Inc., in its capacity as the North American Numbering Plan Administrator ("NANPA"), hereby submits its comments in response to BellSouth's Petition for an Order Directing the NANPA to Duplicate Certain NXX Codes. In its petition, BellSouth requested that the Commission review NANPA's decision denying BellSouth's request for duplication of the 780, 203, 204, 440, and 930 central office codes (often referred to as "CO" or NXX codes) in the 386 numbering plan area ("NPA"). NANPA was required to "deny" North State's request because, pursuant to Federal Communications Commission ("FCC") rules and industry guidelines, the applicant failed to provide the required documentation for CO code requests. NANPA will review BellSouth's request when it submits the an application with the required documentation.

On January 21, 2001, NANPA received an e-mail from BellSouth requesting that the attached list of 17 “oddball” codes in the 904 NPA be “duplicated” and assigned to BellSouth in the 386 NPA. NANPA responded that of the 17 codes, the 203, 204, 440, 780 and 930 codes could not be duplicated because they are not industry recognized “oddball” codes and were used by BellSouth for its internal customer needs. The remainder of the CO codes were identified as industry-wide oddball codes and were duplicated in the 386 NPA. On April 26, 2001, BellSouth filed its petition with the Florida Public Service Commission (“Commission”) requesting that the Commission direct NANPA to duplicate the 203, 204, 440, 780 and 930 CO codes in the 386 NPA and assign them to BellSouth, at least until such time that BellSouth can develop and implement a transitional plan for minimizing its use of these codes that will have minimal impact on end use customers. NANPA responds to BellSouth’s petition to explain that FCC policy and industry guidelines require NANPA to deny BellSouth’s request.

Although the term “oddball” is not specifically defined in Federal Communications Commission (“FCC”) rules or in the Central Office Code (NXX) Assignment Guidelines,<sup>1</sup> NANPA and many industry members use the term to refer to CO codes that are considered throughout the industry as special use codes. Those codes

---

<sup>1</sup> The Central Office Code (NXX) Assignment Guidelines (INC 95-0407-008, Jan. 8, 2001) (“CO Code Assignment Guidelines”) are industry-developed guidelines that govern the assignment of CO codes. FCC rules require that NANPA assign and administer numbering resources in an efficient, effective, fair, unbiased, and non-discriminatory manner consistent with industry-developed guidelines and FCC regulations. 47 C.F.R. §52.13(b) and §52.15(d). The CO Code Assignment Guidelines can be accessed on the ATIS Web site located at <<http://www.atis.org/atis/clc/inc/incdocs.htm>>.

are duplicated in new NPAs during the implementation of NPA relief. Those codes are as follows:

<b>Special Use or Oddball Code<sup>2</sup></b>	<b>Special Use</b>
211	Community information and referral service
311	Non-emergency police and other governmental services
411	Local directory assistance
511	Travel information services
611	Repair service
711	Telecommunications Relay Service ("TRS")
811	Business office
911	Emergency
555	Directory assistance
700	Intra-LATA preferred interexchange carriers ("PIC")
950	Feature Group B access
958	Local plant test
959	Local plant test
976	Information delivery service

---

<sup>2</sup> NANPA has submitted a contribution to the Industry Numbering Committee ("INC") proposing the addition of text to the CO Code Assignment Guidelines to include the classification of the codes listed in the table as special use. Depending upon INC scheduling, NANPA plans to present its presentation orally to the INC during INC's June meeting.

All of the CO codes listed above have been duplicated in the 386 NPA. All other CO codes are assigned to carriers upon the proper showing of need.

In its March 31, 2000 order in the Numbering Resource Optimization docket, the FCC changed the level of proof of need carriers must submit to NANPA with their applications for numbering resources. The FCC noted that with the advent of local competition and the introduction of new technologies, the requests for numbering resources increased exponentially and it adopted a national verification needs-based approach for “both initial and growth numbering resources that is predicated on proof that carriers need numbering resources when, where, and in the quantity requested.”<sup>3</sup>

In accordance with the FCC’s new rules and industry guidelines, NANPA denied BellSouth’s requests because they were not submitted on Part 1 forms and accompanied by the required need-based proof.<sup>4</sup> Due to BellSouth’s extensive service footprint in the 386 NPA, NANPA assumes that BellSouth’s code requests would be classified as growth code requests.<sup>5</sup> Pursuant to FCC rules and industry guidelines, NANPA must withhold numbering resources from any carrier requesting a growth code that fails to provide the

---

<sup>3</sup> *Numbering Resource Optimization*, Report and Order and Further Notice of Proposed Rule Making, 15 FCC Rcd 7574, 7611-7612, ¶¶88-90 (2000) (“NRO Order”).

<sup>4</sup> 47 C.F.R. §52.15(g)(3)(iv); CO Code Assignment Guidelines at §3.2.

<sup>5</sup> Applicants must indicate on the Part 1 form whether their request is an initial or growth code request. Because BellSouth failed to submit a Part 1 form, NANPA cannot verify that the requests are for growth codes. Even if BellSouth’s requests could be classified as initial, the requests would be denied because they must be submitted on a Part 1 form and accompanied by proof that the applicant is authorized to provide service in the area and will be capable to provide service within 60 days of the numbering resource activation date. 47 C.F.R. §52.15(g)(2).

following documentation: (1) a Months-to-Exhaust (“MTE”) Worksheet containing utilization by rate center for the preceding six months and projected monthly utilization for the next twelve months;<sup>6</sup> and (2) information regarding the applicant's current numbering resource utilization level<sup>7</sup> for the rate center in which it is seeking growth numbering resources.<sup>8</sup> The MTE Worksheet must demonstrate that the carrier has less than a six-month inventory of telephone numbers in the relevant rate center.<sup>9</sup> BellSouth may resubmit its requests on the proper forms with the appropriate documentation for assignment of the requested CO codes in the 386 NPA and NANPA will review the application and grant the request if the application complies with FCC rules and industry guidelines.

NANPA acknowledges that FCC rules provide that a state commission may affirm or overturn NANPA's decision based upon the commission's determination that the carrier at issue has complied with the FCC's required reporting and numbering resource

---

<sup>6</sup> 47 C.F.R. §52.15(g)(3)(iv).

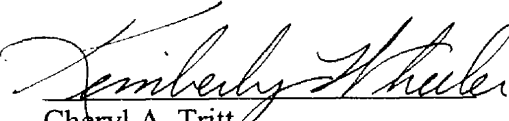
<sup>7</sup> The numbering resource utilization level is calculated by dividing all assigned numbers by the total numbering resources in the applicant's inventory and multiplying the result by 100. 47 C.F.R. §52.15(g)(3)(ii).

<sup>8</sup> 47 C.F.R. §52.15(g)(3)(i)(A), (B).

<sup>9</sup> 47 C.F.R. §52.15(g)(3)(iii). Previously, applicants for growth codes were required to certify merely that existing numbering resources associated with the relevant rate center would exhaust with 12 months. NRO Order at 7610, ¶87.

application information and NANPA, of course, will comply with the Commission's decision in this matter.<sup>10</sup>

Respectfully submitted,

  
Cheryl A. Tritt  
Kimberly D. Wheeler

MORRISON & FOERSTER LLP  
2000 Pennsylvania Avenue, N.W.  
Suite 5500  
Washington, D.C. 20006  
(202) 887-1500

Counsel for NeuStar, Inc.  
North American Numbering Plan  
Administrator

May 30, 2001

---

<sup>10</sup> 47 C.F.R. §52.15(g)(3)(B)(iv).

**CERTIFICATE OF SERVICE**

I, Theresa Pringleton, do hereby certify that the foregoing **Response** was delivered via U.S. Mail, this 30<sup>th</sup> day of May, 2001, to the following:

BellSouth Telecommunications, Inc.  
Nancy B. White/James Meza III  
150 West Flagler Street  
Suite 1910  
Miami, FL 33130

Florida Cable Telecommunications Assoc., Inc.  
Michael A. Gross  
246 E. 6<sup>th</sup> Avenue, Suite 100  
Tallahassee, FL 32303

Messer Law Firm  
Floyd Self  
P.O. Box 1876  
Tallahassee, FL 32302-1876

Thomas C. Foley  
NPA Relief Planner - Eastern Region  
NeuStar, Inc.  
820 Riverbend Boulevard  
Longwood, FL 32779-2327

Cheryl Dixon  
NeuStar, Inc.  
1800 Sutter Street, Suite 570  
Concord, CA 94520

Staff Counsel  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

R. Douglas Lackey  
675 West Peachtree Street  
Suite 4300  
Atlanta, GA 30308-1952

  
Theresa Pringleton