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August 15, 2001

BY HAND DELIVERY

Ms. Blanca Bayó, Director
Division of Records and Reporting
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

Re: Docket No. 010102-TP

Dear Ms. Bayó:

Enclosed for filing on behalf of AT&T Communications of the Southern States, Inc., AT&T Wireless Services, Inc., Intermedia Communications, Inc., Time Warner Telecom, WorldCom, Inc., and XO Florida, Inc., are an original and fifteen copies of the following documents:

1. Joint Parties' Joint Motion for Reconsideration of Order No. PSC-01-1577-FOF-TP to Clarify the Number Pooling Requirements; and
2. Joint Parties' Joint Request for Oral Argument on Joint Motion for Reconsideration of Order No. PSC-01-1577-FOF-TP to Clarify the Number Pooling Requirements.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me in the enclosed self-addressed stamped envelope.

Thank you for your assistance with this filing.

Sincerely,


Floyd R. Self

FRS/amb
Enclosures
cc: Parties of Record

DOCUMENT NUMBER DATE

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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Investigation of Proposed Updates to the Routing)	
Data Base System (RDBS) and Business Rating)	Docket No. 010102-TP
Input Database System (BRIDS) Affecting the)	Filed: August 15, 2001
Tampa Telecommunications Carriers)	
_____)	

**JOINT MOTION FOR RECONSIDERATION OF
ORDER NO. PSC-01-1577-FOF-TP
TO CLARIFY THE NUMBER POOLING REQUIREMENTS**

AT&T Communications of the Southern States, Inc., and AT&T Wireless Services, Inc. (collectively "AT&T"), Intermedia Communications, Inc. ("Intermedia"), Time Warner Telecom ("Time Warner"), WorldCom, Inc. ("WorldCom"), and XO Florida, Inc. ("XO") (collectively, "Joint Parties"), pursuant to Rules 25-22.029 and 25-22.060, Florida Administrative Code, file this Joint Motion for Reconsideration of Order No. PSC-01-1577-FOF-TP To Clarify the Number Pooling Requirements ("Joint Motion"). In support of the reconsideration sought by this motion, the Joint Parties seek clarification of certain limited aspects of the number pooling requirements ordered by the Florida Public Service Commission ("Commission") that were set forth in Order No. PSC-01-1577-FOF-TP ("Order"). The Joint Parties believe that the resolution of these questions is critically necessary before the carriers affected by this decision can properly analyze the full scope and effect the number pooling trial contemplated by the Order.

I. INTRODUCTION

1. Each of the carriers that are participating as Joint Parties in this Joint Motion is a party of record to this docket that has participated fully in this proceeding by the sponsoring of testimony and/or the submission of a joint posthearing brief on April 24, 2001.

2. By Order No. PSC-01-1577-FOF-TP, issued July 31, 2001, the Commission has attempted to resolve the dispute between Verizon and the ALECs over the number of rate centers that should be reflected in the LERG, which is the industry source that is relied upon for the routing and rating of calls. Accordingly, Verizon has been directed to request changes in the LERG and associated databases to remove the single Tampa area rate center and to implement in the LERG five rate centers that would correspond to the five geographic rate centers identified in Verizon's local tariff. While the Joint Parties strongly disagree with this decision and believe that it will have long term adverse consequences for all customers in the affected areas, the Joint Parties believe that it is important at this point to proceed to implement the terms of the Order without any further delay. Thus, per se reconsideration of the Order is not being sought by this Joint Motion.

3. Instead, the purpose of this Joint Motion is to seek reconsideration for the limited purpose of obtaining clarification of the number pooling provisions of the Order. Previous number pooling trials in Florida have been ordered as mandatory trials with mandatory implementation dates. Each of these prior trials was ordered in conjunction with NPA relief plans or for NPAs that were in jeopardy. Therefore, these prior pooling trials fit at least one of the three requirements as stated by the FCC in the NRO for an interim state trial to be implemented. The Commission's prior pooling trials were developed, planned, and implemented by the industry working together to ensure the mandated implementation dates were met. The proposed Tampa pooling trial does not meet any of the requirements necessary for a state to implement a mandatory interim number pooling trial. Verizon offered the concept of a number pooling trial as something that could be done in the future to help conserve numbers if the Commission adopted its five rate center plan. Since the Commission did adopt Verizon's five rate center plan, the Commission has decided to proceed with Verizon's

voluntary number pooling trial. Carriers have attempted to act upon the Commission's decision, but it has become clear to the Joint Parties through the meetings that have been held in the last two weeks that additional clarification from the Commission is necessary before their companies can analyze and discuss internally the ability to participate in a voluntary number pooling trial.

II. BACKGROUND TO THE CLARIFICATION REQUEST

4. A number pooling implementation meeting was called by NeuStar for July 31, 2001, to discuss a pooling trial in the Tampa MSA. Since the Commission did not issue its Order reflecting its decisions in this docket until the morning of the call, the carriers requested additional time to review the Order, which was agreed to by the participants.

5. The Order issued by the Commission on July 31st provides in pertinent part that

a number pooling trial shall be implemented in the Tampa MSA beginning on October 1, 2001. The pooling trial shall include all uncontaminated thousands-blocks, and all contaminated blocks with less than 10% contamination, pursuant to the FCC's rules and orders. All non-wireless LNP-capable carriers shall participate in the pooling trial.

Order, at 16.

6. NeuStar called another meeting for August 7, 2001, which was also categorized as an implementation meeting for pooling in the Tampa area. During the August 7, 2001, conference call, representatives of AT&T, WorldCom, and Intermedia asked many questions of the Commission Staff that were participating on the call in an effort to better understand the Order. Subsequent to the call, on August 10, 2001, Verizon sent to the ALECs a letter requesting notification of each ALEC's intent to participate in the voluntary pooling trial for Tampa. See Attachment A. Together, as the Joint Parties reviewed their notes of the August 7th meeting and the contents of the August 10th

Verizon letter, it appears to the Joint Parties that some of the representations regarding the proposed Tampa pooling trial may be inconsistent with the Order, thus meriting formal clarification from the Commission. Further, there appear to be some ambiguities or inconsistencies in the Order that also cause potential problems for the carriers, which should be formally resolved by the Commission so the Joint Parties can analyze and evaluate their ability to participate in any voluntary Tampa number pooling trial.

7. Finally, the FCC is expected to issue its own order on the implementation of the national mandatory pooling plan in the immediate near future. This national pooling plan is expected to have a mandatory pooling date for the Tampa MSA, and most expect this mandatory pooling to start within the near term, which could be sooner than any voluntary pooling trial could be established. Since the FCC's order is expected during the time that this request for clarification is pending, the Joint Parties believe that this FCC order's requirements should be factored into any pooling trial that this Commission may want to implement.

III. CLARIFICATION QUESTIONS

8. The Joint Parties seek clarification with respect to the following specific questions.
 - a. The Order at page 16 and in the second ordering paragraph states that "a number pooling trial shall be implemented in the Tampa MSA beginning on October 1, 2001." The Joint Parties request clarification as to what is supposed to be done by October 1st. Usually, "implementation" means that all of the steps necessary for the withdrawal of blocks from the pool have been completed and the pool is active (i.e. Service Providers may begin submitting requests and the Pooling Administrator is able to assign thousands-block fulfilling those request). However, during the August

7th conference call, the Commission Staff was asked what was expected on October 1, 2001. Staff stated that as long as the industry was talking about pooling on October 1, then pooling did not have to be implemented.

- b. At page 16, the Order states, “All non-wireless LNP-capable carriers shall participate in the pooling trial.” The Joint Parties request clarification as to whether participation in the pooling trial is mandatory or optional at the carrier’s decision. The Joint Parties read this sentence to be mandatory. However, the Commission Staff has indicated that this is a voluntary trial and that participation is not mandatory. This is also reflected in the Verizon August 10th letter to the carriers soliciting their participation.
- c. The Order at pages 8 and 9 establishes that “all existing customers in the 813 area code shall be grandfathered as described in Verizon’s proposal,” with the modification that “grandfathered customers shall be allowed to maintain their phone number regardless if they change carriers, as long as they are at the same location.”

The specifics of Verizon’s proposal are not described in the Order, which creates both legal and practical problems since section 120.52(7), Florida Statutes, requires that final orders set forth the complete final agency actions. Thus, the Joint Parties request that the Commission provide in an Order the exact requirements of the grandfathering plan.
- d. The absence of any grandfathering plan details in the Order creates problems for the pooling trial because it is not clear to the Joint Parties whether the “grandfathered” codes would have to participate in a pooling trial or whether or when thousands

blocks from such codes would have to be donated after mandatory pooling was in affect. The Commission Staff has said that until the implementation of a mandatory pooling trial the grandfathered NXX's assigned and unassigned numbers are not required to be used in or for any of the five new Tampa rate centers. These NXX's can be held and used specifically for the grandfathered Tampa rate centers until mandatory pooling begins, at which time the available grandfathered NXX's must be re-assigned to the appropriate Verizon five Rate Centers. Also stated by Staff, carriers are allowed to continue to assign new customers or additional lines for existing customers out of their grandfathered 813 NXX codes. The Joint Parties also would like to know if those new customers would also be grandfathered with the implementation of mandatory pooling, or whether the grandfathering applies only to those customers with telephone numbers on or before July 31, 2001, the date of the Order.

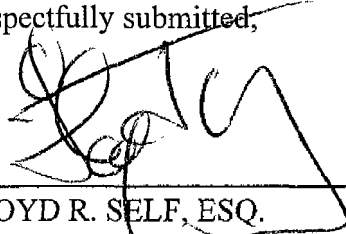
- e. Since "Verizon's grandfathering proposal" is not described in the Order, the Joint Parties are uncertain as to the period of time that the grandfathering is to be in effect and the fate of the existing NXX codes upon the conclusion of the grandfathering period. During the August 7th conference call, the Commission Staff stated that the industry could re-assign existing grandfathered NXX's to whichever one of the new five geographic Tampa Rate Centers the carrier identified as appropriate. There is some ambiguity on this point as the Order references that most of the customers appear to be in the Tampa Central rate center area and a review of the record suggests that the Verizon proposal would have these grandfathered codes eventually being

assigned to the Tampa Central rate center. The Joint Parties request that the Commission clarify the Order so that the carriers may be allowed to assign any NXXs, including grandfathered NXX codes, to the rate center that is appropriate for their respective customers and businesses, and not unilaterally to the Tampa Central rate center.

- f. The Order does not provide much in the way of detail regarding the operation of the voluntary pooling trial for the Tampa area. The Joint Parties request that the Commission clarify its Order so that if a voluntary pooling trial is to be implemented in the Tampa area, that such a pooling trial shall follow the standard pooling guidelines found in the INC Thousands Block Number Pooling Administration Guidelines as well as any national requirements that may be adopted in the upcoming FCC order that will implement mandatory, national number pooling.
- g. The Order at page 16 and in the second ordering paragraph states that "a number pooling trial shall be implemented in the Tampa MSA." The Tampa MSA, as defined by the U.S. Census Bureau, includes Hernando County, Hillsborough County, Pasco County, and Pinellas County, which is an area that includes more than the 813 NPA. The Staff has indicated that the pooling trial will include only the rate centers of Tampa Central, Tampa North, Tampa East, Tampa West, Tampa South, Zephyrhills, and Plant City. These rate centers are only a subset of the Tampa MSA. The Joint Parties request that the Commission clarify that the rate centers affected by the pooling trial are only those listed above.

WHEREFORE, on the basis of the information contained herein, the Joint Parties respectfully request that the Florida Public Service Commission reconsider Order No. PSC-01-1577-FOF-TP for the purpose of clarifying the number pooling trial provisions, including the related grandfathering requirements, as requested by the questions and issues described above.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of a Joint Motion for Reconsideration of Order No. PSC-01-1577-FOF-TP to Clarify the Number Pooling Requirements in Docket 010102-TP have been served upon the following parties by Hand Delivery (*) and/or U. S. Mail this 15th day of August, 2001.

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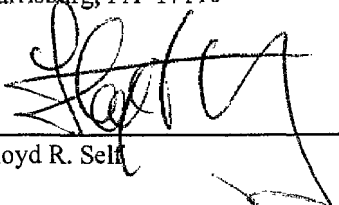
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