

James Meza III  
Attorney

BellSouth Telecommunications, Inc.  
150 South Monroe Street  
Room 400  
Tallahassee, Florida 32301  
(305) 347-5561

March 21, 2002

Mrs. Blanca S. Bayó  
Director, Division of the Commission  
Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Re: **Docket No. 020259-TL**  
**Petition for Expedited Review of Growth Code Denials by the Number**  
**Pooling Administrator for the DeLand exchange (DeLand2)**

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Petition for Expedited Review of NXX-X Code Denial, which we ask that you file in the caption docket.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return a copy to me. Copies have been served to the parties shown on the attached certificate of service.

Sincerely,

  
James Meza III

(2)

Enclosures

cc: All Parties of Record  
Marshall M. Criser III  
R. Douglas Lackey  
Nancy B. White

DOCUMENT NUMBER-DATE

03297 MAR 21 08

FPSC-COMMISSION CLERK

**CERTIFICATE OF SERVICE**  
**Petition for Expedited Review of Growth Code Denials by the Number**  
**Pooling Administrator for the DeLand exchange (DeLand2)**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

U.S. Mail this 21st day of March, 2002 to the following:

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

NANPA  
Thomas Foley  
NPA Relief Planner  
820 Riverbend Blvd.  
Longwood, Florida 32779-2327

  
James Meza III (22)

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for Expedited Review of Growth ) Docket No.  
Code Denials by the Number Pooling Administrator )  
for the DeLand exchange (DeLand2) ) Filed: March 21, 2002  
\_\_\_\_\_ )

**PETITION FOR EXPEDITED REVIEW OF NXX-X CODE DENIAL**

BellSouth Telecommunications, Inc. (“BellSouth”), pursuant to 47 C.F.R. § 52.15(g)(iv), Federal Communications Commission (“FCC”) Order FCC 00-104, and Florida Public Service Commission (“Commission”) Order No. PSC-02-0352-PAA-TL, petitions the Commission to review the Pooling Administrator’s (“NeuStar”) denial of BellSouth’s request for additional numbering resources in the DeLand exchange.<sup>1</sup> In support of this petition, BellSouth states:

**PARTIES**

1. BellSouth is a corporation organized and formed under the laws of the State of Georgia and an incumbent local exchange company (“ILEC”) regulated by the Commission and authorized to provide local exchange telecommunications and intraLATA toll telecommunications in the State of Florida.

2. NeuStar is an independent non-governmental entity, which is responsible for administering and managing the numbering resources in pooling areas. See 47 C.F.R. § 52.20(d).

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<sup>1</sup> On March 13, 2002, BellSouth Petitioned the Commission to reverse NeuStar's denial of a request for 2000 DID numbers for the DeLand exchange. That request is still pending and is Docket No. 020237-TL. The instant Petition is a separate proceeding for a different request for additional numbering resources for the DeLand exchange.

## JURISDICTION

3. The Commission has jurisdiction of this matter pursuant to Industry Numbering Committees (INC) Number Pooling Guidelines Sections 3.7 and 12(c). This provision provides that a carrier may challenge NeuStar's decision to deny numbering resources to the appropriate regulatory authority.

## BACKGROUND AND REQUEST FOR RELIEF

4. On March 31, 2000, the FCC issued Order No. 00-104 ("FCC 00-104" or the "Order") in the Numbering Resource Optimization docket (Docket No. 99-200). The goal of FCC 00-104 was to implement uniform standards governing requests for telephone numbering resources in order to increase efficiency in the use of telephone numbers and to avoid further exhaustion of telephone numbers under the NANP.

5. Among other things, FCC 00-104 adopted a revised standard for assessing a carrier's need for numbering resources by requiring rate center based utilization rates to be reported to North American Numbering Plan Administrator ("NANPA"). FCC Order at § 105. The FCC further required that, to qualify for access to new numbering resources, applicants must establish that existing numbering inventory within the applicant's rate center will be exhausted within six months of the application. Prior to the ruling, the Central Office Code Assignment Guidelines, used by the industry and NANPA to make code assignments, required the applicant's existing number inventory within the applicant's serving switch to exhaust within a specific months-to-exhaust ("MTE") of the code application in order for a code to be assigned or for the carrier to prove that it was unable to meet a specific customer's request with its current inventory of numbers. The FCC stated that the shift to a "rate center" basis for determining the need

for new numbering resources was intended to “more accurately reflect how numbering resources are assigned” and to allow “carriers to obtain numbering resources in response to specific customer demands.” FCC Order at ¶ 105.

6. On December 29, 2000, the FCC also released FCC 00-429, which reaffirmed FCC 00-104 and also required carriers to also meet a 60 percent initial utilization threshold. FCC 00-429 at ¶ 26. Based on these two FCC orders, carriers are required to meet a six MTE criteria as well as a utilization threshold on a rate center/exchange basis in order to be granted additional numbering resources. *Id.* at ¶ 29.

7. In FCC 00-104, the FCC directed the industry and the Pooling Administrator to comply with the INC Pooling Guidelines. FCC 11-104 ¶183. Pursuant to the INC Guidelines, in order to obtain thousand-block allocations, the carrier must demonstrate that its existing numbering resources for the rate center will exhaust within six (6) months and also have a utilization of 60 percent for the specific rate center. *See* INC Guidelines Section 4.3(d) and Appendix 3. These requirements are known as the six (6) months-to-exhaust (“MTE”) and utilization threshold.

8. Since the beginning of this year, BellSouth has submitted several requests for additional numbering resources to North American Numbering Plan Administrator (“NANPA”) and NeuStar for assignment of additional numbering resources to meet the demands of its customers in several Florida exchanges, including Daytona Beach, DeLand, Ft. Lauderdale, Jacksonville, Miami, North Dade, Orlando, and West Palm Beach.

9. BellSouth has completed these applications in accordance with INC guidelines and filled out the necessary Months-to-Exhaust and Utilization Certification Worksheets as required.

10. BellSouth has utilized mechanisms such as number pooling to manage its numbering resources in the most efficient manner. However, as the Commission is well aware, in some circumstances, BellSouth has been required to petition the Commission for relief.

11. On May 25, 2001, BellSouth petitioned the Commission to develop an expedited process to review NANPA's denial of a request for additional numbering resources to minimize the delay carrier's experience in attempting to challenge a denial by NANPA. As a result of the BellSouth's Petition and the Commission's efforts to make numbering resources available to carriers, the Commission issued Order No. PSC-01-1873-PCO-TL setting forth an expedited code denial process for non-pooling areas. On March 15, 2002, the Commission issued Order No. PSC-02-0352-PAA-TL wherein it adopted the same expedited process for denials by NeuStar.

12. The DeLand exchange consists of one central office and one switching entity that utilizes numbering resources: DeLand (DELDFLMADS0).

13. On March 6, 2002, BellSouth requested additional numbering resources from NeuStar for the DeLand switch. See Attachment 1. Specifically, BellSouth requested two 1,000 consecutive number blocks in order to meet a specific customer's request for blocks with a NXX-2 and NXX-6 format.

14. At the time of the code request, the DeLand exchange had a MTE of 31.64 and a utilization of 73.15%.

21. On March 12, 2002, NeuStar denied BellSouth's request for additional numbering resources because BellSouth had not met the rate center based MTE criteria, notwithstanding the fact that BellSouth is unable to provide the numbering resources requested by the specific customer. See Attachment 2. Attached to this Petition is the customer contact information. See Attachment 3.

22. As discussed above, both the FCC Order and the INC guidelines provide that state regulatory authorities have the power and authority to review NeuStar's decision to deny a request for numbering resources. See INC Number Pooling Guidelines Sections 3.7 and 12(c).

23. Under earlier MTE procedures used by NANPA, waivers or exceptions were granted when customer hardships could be demonstrated or when the service provider's inventory did not have a block of sequential numbers large enough to meet the customer's specific request. Under existing procedures, NeuStar and NANPA look at the MTE and utilization rate for ~~the entire rate center~~ without exception. The current process is arbitrary and results in (1) decisions contrary to the public interest and welfare of consumers in the State of Florida; and (2) decisions that do not necessarily promote the efficient use of telephone numbers.

25. BellSouth requests that the Commission reverse NeuStar's decision to withhold numbering resources from BellSouth on the following grounds:

(a) NeuStar's denial of numbering resources to BellSouth interferes with BellSouth's ability to serve its customers within the State of Florida.

(b) The MTE at the rate center level requirement is discriminatory against the incumbent LEC, since the ILEC is typically the only local service provider with multiple

switches in a rate center. The ILEC deploys multiple switches in a rate center in order to meet customer demand for telephone service. The new FCC rules for obtaining numbering resources both penalizes and discriminates against the ILECs for deploying multiple switches. BellSouth believes that it is patently unfair to require that the ILEC only get six (6) MTE in all the switches it has deployed in a rate center, when the ALECs, which have recently entered the local service market, have to meet the MTE requirement in only the single switch that they have deployed to serve their customers in a single rate center or even multiple rate centers.

(c) As a result of NeuStar's denial of BellSouth's request for additional numbering resources, BellSouth will be unable to provide telecommunications services to its customers as required under Florida law.

WHEREFORE, BellSouth requests:

1. The Commission review the decision of NeuStar to deny BellSouth's request for additional numbering resources for the DeLand exchange; and
2. The Commission direct NeuStar to provide the requested numbering resources for the DeLand exchange as discussed above.



Respectfully submitted this 21st day of March, 2002.

BELLSOUTH TELECOMMUNICATIONS, INC.

*Nancy B. White*

Nancy B. White (22)

James Meza III

150 South Monroe Street

Suite 400

Tallahassee, Florida 32301

(305) 347-5558

*R. Douglas Lackey*

R. Douglas Lackey (24)

675 West Peachtree Street

Suite 4300

Atlanta, Georgia

(404) 335-0747

439177

Greer, Stan L

From: PoolAdminFL@numberpool.org  
Sent: Wednesday, March 06, 2002 4:12 PM  
To: [REDACTED]  
Subject: \*\*\* Number Pool Thousand Block Application Form Part 1A \*\*\*

, thank you for filling out our form.  
This is the information you submitted on Wednesday, March 6, 2002 at 14:11:43

Hello ,

Below is what you submitted to NeuStar Pooling Administration at  
<http://www.numberpool.org>.

Type Of Application: New  
Company Name: BellSouth Tel  
Company Address: 675 West Peachtree St. NE  
Company City: Atlanta  
Company State: AG  
Company Zip: 30375

- 2 Block Applicant Name: [REDACTED]
- 3 Block Applicant Address: [REDACTED]
- 4 Block Applicant City: [REDACTED]
- 5 Block Applicant State: [REDACTED]
- 6 Block Applicant Zip: [REDACTED]
- 7 Block Applicant Phone: [REDACTED]
- 8 Block Applicant Fax: [REDACTED]

Pool Admin Contact Name: Gary Zahn  
Pool Admin Address: 1800 Sutter Street Suite 780  
Pool Admin City: Concord  
Pool Admin State: CA  
Pool Admin Zip: 94520  
Pool Administrator Phone: 925-363-8753  
Pool Administrator Fax: 925-363-7688  
Pool Administrator EMail: gary.zahn@neustar.com  
LRN needed: no  
NPA: 386

LATA: 458

OCN: 9417

AOCN: 9400

Parent Company CCN: 9400

Blocks Requested: 2

Switch Identification: DEIDFLMADS0

City or Wire Center Name: Deland

Rate Center: Deland

Date of Application: 3/6/02

Request Expedited Treatment: No

Type of Service Provider: LEC

Primary Type of service blocks to be used for: DID/Wireless

Thousands Block NXX X assignment preference: 2 and 6 blocks

Thousands Block NXX X that are undesirable for this assignment if any: no 0, 1, 3, 4, 5  
7, 8, 9

Growth code rate center: Yes

/ Signature of Block Applicant: [REDACTED]

Title: Network Manager

Date: 3/6/02

formtype: part1a

state: FL

Tracking Number: 55671a

Greer, Stan L

1 From: PoolAdminFL@numberpool.org  
Sent: Wednesday, March 06, 2002 4:17 PM  
To: [REDACTED]  
Subject: \*\*\* Thousand Block Application Form Part 1B \*\*\*

2 [REDACTED] thank you for filling out our form.  
This is the information you submitted on Wednesday, March 6, 2002 at 14:16:48  
-----

3 Hello [REDACTED]

Below is what you submitted to NeuStar Pooling Administration at  
<http://www.numberpool.org>.  
-----

part1a: 55671a

Type Of Request: Activation

Pool Admin Contact Name: Gary Zahn

Pool Admin Address: 1800 Sutter Street Suite 780

Pool Admin City State Zip: Concord, CA 94520

Pool Administrator Phone: 925-363-8753

Pool Administrator Fax: 925-363-7688

Pool Administrator EMail: gary.zahn@neustar.com

Block Applicant Company Name: BellSouth Tel.

4 Block Applicant Address: [REDACTED]

5 Block Applicant City State Zip: [REDACTED]

6 Block Applicant Phone: [REDACTED]

7 Block Applicant Fax: [REDACTED]

Block Applicant Service Provider NPAC SOA SPID: 9417

Rate Center: Deland

Block Applicant LRN: 386-734-0000

NPAC Activate Block Range: Yes

Class DPC: 252043150

Class SSN: 000

LIDB DPC: 252202253

LIDB SSN: 000

CNAM DPC: 252202232

CNAM SSN: 000

ISUM DPC: 250043150

ISUM SSN: 000

Remarks: [REDACTED] requiring numbers specifically in 2XXX and 6XXX number ranges which we cannot provide.

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Block (1K) Range

Block Effective Date

Section C (To Only Be Filled Out By The NPAC): (NPAC is to Activate/Modify the Block (1K), as indicated on this form. When the Block (1K) Activation/Modification is complete and the data in this section inserted, NPAC sends a copy of the completed form to the Pooling Administrator and Block Holder.)

-

Block 1K Request Complete yes or no

Complete Date

Complete Time

NPAC Personnel performing change

-

Block Holder sent Completed Form yes or no

Block Holder Mailed Date

Block Holder Mailed Time

Block Holder Contact Name

-

Pool Administrator sent Completed Form yes or no

Pool Administrator Mailed Date

Pool Administrator Mailed Time

Pool Administrator Contact Name

Remarks

formtype: part1b

state: FL

Tracking Number: 58221b

Greer. Stan L

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From: PoolAdminFL@numberpool.org  
Sent: Wednesday, March 06, 2002 4:20 PM  
To: [REDACTED]  
Subject: \*\*\* Number Pool Appendix 3 \*\*\*

2 [REDACTED] thank you for filling out our form.  
This is the information you submitted on Wednesday, March 6, 2002 at 14:20:02

---

3 Hello [REDACTED]

Below is what you submitted to NeuStar Pooling Administration at  
<http://www.numberpool.org>.

---

Date: 3/6/02

OCN: 9417

Company Name: Bellsouth Tel.

Rate Center: Deland

NPA S List All: 386-734, 736, 738, 740, 785-0 & 1, 822, 943

Title: Network Manager

- 4 Phone Number: [REDACTED]
- 5 Fax Number: [REDACTED]
- 6 Available Numbers: [REDACTED]
- 7 Assigned Numbers: [REDACTED]
- 8 Total Numbering Resources: [REDACTED]
- 9 Qty of numbers activated in the past 90 days: [REDACTED]
- 10 List excluded Code s or Block s: [REDACTED]
- 11 Previous 6 month growth history MONTH1: [REDACTED]
- 12 Previous 6 month growth history MONTH2: [REDACTED]
- 13 Previous 6 month growth history MONTH3: [REDACTED]
- 14 Previous 6 month growth history MONTH4: [REDACTED]
- 15 Previous 6 month growth history MONTH5: [REDACTED]
- 16 Previous 6 month growth history MONTH6: [REDACTED]
- 17 Forecast Next Months 1 12 MONTH1: [REDACTED]
- 18 Forecast Next Months 1 12 MONTH2: [REDACTED]
- 19 Forecast Next Months 1 12 MONTH3: [REDACTED]
- 20 Forecast Next Months 1 12 MONTH4: [REDACTED]

- 1 Forecast Next Months 1 12 MONTH5: [REDACTED]
- 2 Forecast Next Months 1 12 MONTH6: [REDACTED]
- 3 Forecast Next Months 1 12 MONTH7: [REDACTED]
- 4 Forecast Next Months 1 12 MONTH8: [REDACTED]
- 5 Forecast Next Months 1 12 MONTH9: [REDACTED]
- 6 Forecast Next Months 1 12 MONTH10: [REDACTED]
- 7 Forecast Next Months 1 12 MONTH11: [REDACTED]
- 8 Forecast Next Months 1 12 MONTH12: [REDACTED]
- 9 Average Monthly Forecast: [REDACTED]

Months To Exhaust: 31.642857142857142

Utilization: 73.1467741935484

Explanation: Not needed for growth. Specific customer request for 2XXX and 6XXX number ranges for their phone system needs.

formtype: appendix3

state: FL

Tracking Number: 991ap

Greer, Stan L

---

From: PoolAdminFL@numberpool.org  
Sent: Wednesday, March 06, 2002 4:23 PM  
To: [REDACTED]  
Subject: \*\*\* Number Pool Appendix 3 \*\*\*

2 [REDACTED] thank you for filling out our form.  
This is the information you submitted on Wednesday, March 6, 2002 at 14:23:08

---

3 Hello [REDACTED]

Below is what you submitted to NeuStar Pooling Administration at  
<http://www.numberpool.org>.

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Date: 3/6/02

OCN: 9417

Company Name: BellSouth Tel.

Rate Center: Deland

NPA S List All: 386-734, 736, 738, 740, 785-0, 1, 822, 943

Title: Network Manager

- 4 Phone Number: [REDACTED]
- 5 Fax Number: [REDACTED]
- 6 Available Numbers: [REDACTED]
- 7 Assigned Numbers: [REDACTED]
- 8 Total Numbering Resources: [REDACTED]
- 9 Qty of numbers activated in the past 90 days: [REDACTED]
- 10 List excluded Code s or Block s: [REDACTED]
- 11 Previous 6 month growth history MONTH1: [REDACTED]
- 12 Previous 6 month growth history MONTH2: [REDACTED]
- 13 Previous 6 month growth history MONTH3: [REDACTED]
- 14 Previous 6 month growth history MONTH4: [REDACTED]
- 15 Previous 6 month growth history MONTH5: [REDACTED]
- 16 Previous 6 month growth history MONTH6: [REDACTED]
- 17 Forecast Next Months 1 12 MONTH1: [REDACTED]
- 18 Forecast Next Months 1 12 MONTH2: [REDACTED]
- 19 Forecast Next Months 1 12 MONTH3: [REDACTED]
- 20 Forecast Next Months 1 12 MONTH4: [REDACTED]



- 1 Forecast Next Months 1 12 MONTH5: [REDACTED]
- 2 Forecast Next Months 1 12 MONTH6: [REDACTED]
- 3 Forecast Next Months 1 12 MONTH7: [REDACTED]
- 4 Forecast Next Months 1 12 MONTH8: [REDACTED]
- 5 Forecast Next Months 1 12 MONTH9: [REDACTED]
- 6 Forecast Next Months 1 12 MONTH10: [REDACTED]
- 7 Forecast Next Months 1 12 MONTH11: [REDACTED]
- 8 Forecast Next Months 1 12 MONTH12: [REDACTED]

Average Monthly Forecast: 72.66666666666667

Months To Exhaust: 38.146788990825684

Utilization: 73.1467741935484

9 Explanation: Not needed for growth, but for specific system requirements of customer, [REDACTED]. requiring 2XXX and 6XXX number ranges.

formtype: appendix3

state: FL

Tracking Number: 992ap

Greer, Stan L

From: PoolAdminFL@numberpool.org  
Sent: Wednesday, March 06, 2002 4:14 PM  
To: [REDACTED]  
Subject: \*\*\* Thousand Block Application Form Part 1B \*\*\*

2 [REDACTED] thank you for filling out our form.  
This is the information you submitted on Wednesday, March 6, 2002 at 14:14:25

3 Hello [REDACTED]

Below is what you submitted to NeuStar Pooling Administration at  
<http://www.numberpool.org>.

part1a: 55671a

Type Of Request: Activation

Pool Admin Contact Name: Gary Zahn

Pool Admin Address: 1800 Sutter Street Suite 780

Pool Admin City State Zip: Concord, CA 94520

Pool Administrator Phone: 925-363-8753

Pool Administrator Fax: 925-363-7688

Pool Administrator EMail: gary.zahn@neustar.com

Block Applicant Company Name: BellSouth Tel.

4 Block Applicant Address: [REDACTED]

5 Block Applicant City State Zip: [REDACTED]

6 Block Applicant Phone: [REDACTED]

7 Block Applicant Fax: [REDACTED]

Block Applicant Service Provider NPAC SOA SPID: 9417

Rate Center: Deland

Block Applicant LRN: 386-734-0000

NPAC Activate Block Range: Yes

Class DPC: 252043150

Class SSN: 000

LIDB DPC: 252202253

LIDB SSN: 000

CNAM DPC: 252043150

CNAM SSN: 000

Below is what you submitted to NeuStar Pooling Administration at  
<http://www.numberpool.org>.

---

Pooling Admin Name: Gary Zahn

Pooling Admin Phone: 925-363-8753

Pooling Admin Fax: 925-363-7688

Pooling Admin Email: gary.zahn@neustar.com

Date of Application: 3/6/02

Date of Receipt: 3/6/02

Response Date: 3/12/02

Service Provider Name: BellSouth

LERG OCN: 9417

NPAC SOA SPID: 9417

/ Block Applicant Phone: [REDACTED]

2 Block Applicant Fax: [REDACTED]

NPA NXX: 386

Switch Identification Switching Entity POI: DELDFLMADS0

Rate Center: DELAND

Form complete block request denied: YOUR REQUEST FOR A BLOCK IN THE DELAND RATE CENTER IS BEING DENIED DUE TO YOUR MONTHS TO EXHAUST BEING GREATER THAN 6.0 MONTHS.

formtype: part3

Tracking Number: 1687p3

**DeLand2 Code Denial Appeal**

**Customer Contact Information**

1  
2

[REDACTED]