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Room 400
Tallahassee, Florida 32301
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July 1, 2002

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

020641-TL

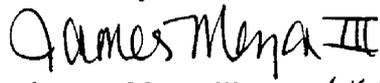
**Re: Petition for Expedited Review of Growth Code
Denial by the North American Number Administration
for the Miami Exchange (Palmetto)**

Dear Ms. Bayó:

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

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

Sincerely,


James Meza III (KKA)

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

DOCUMENT NUMBER-DATE

06826 JUL-1 02

FPSC-COMMISSION CLERK

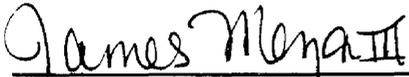
CERTIFICATE OF SERVICE
Petition for Expedited Review of NXX Code Denial

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

U.S. Mail this 1st day of July, 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 (LCA)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Expedited Review of Growth) Docket No.
Code Denial by the North American Numbering)
Administration for the Miami Exchange (Palmetto)) Filed: July 1, 2002
_____)

PETITION FOR EXPEDITED REVIEW OF NXX 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-01-1873-PCO-TL, petitions the Commission to review the North American Plan Administrator's ("NANPA") denial of BellSouth's request for additional numbering resources in the Miami exchange. 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. NANPA is an independent non-governmental entity, which is responsible for administering and managing the North American Numbering Plan ("NANP"). See 47 C.F.R. § 52.13(a),(b).

JURISDICTION

3. The Commission has jurisdiction of this matter pursuant to 47 C.F.R. § 52.15(g)(iv). This provision provides that a carrier may challenge

NANPA's decision to deny numbering resources to the appropriate state regulatory commission.

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 NANPA. FCC Order at § 105. The FCC further required that, to qualify for access to new numbering resources, applicants must establish that its existing numbering inventory within the rate center will be exhausted within six months of the application. Prior to this ruling, the industry and NANPA used the Central Office Code Assignment Guidelines to make code assignments. Under these guidelines, in order to obtain additional numbering resources, the applicant's existing number inventory within the applicant's serving switch had to exhaust within a specific months-to-exhaust ("MTE") of the code application or the carrier had 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. As a result of FCC 00-104, the FCC adopted 47 C.F.R. § 52.15 (g)(iii) and (iv) which provides:

All service providers shall maintain no more than a six-month inventory of telephone numbers in each rate center or service area in which it provides telecommunications service.

The NANPA shall withhold numbering resources from any U.S. carrier that fails to comply with the reporting and numbering resources application requirements established in this part. The NANPA shall not issue numbering resources to a carrier without an Operating Company Number (OCN). The NANPA must notify the carrier in writing of its decision to withhold numbering resources within ten (10) days of receiving a request for numbering resources. The carrier may challenge the NANPA's decision to the appropriate state regulatory commission. The state regulatory commission may affirm or overturn the NANPA's decision to withhold numbering resources from the carrier based on its determination of compliance with the reporting and numbering resource application requirements herein.

7. On December 29, 2000, the FCC also released FCC 00-429, which reaffirmed FCC 00-104 and also required carriers to meet a 60 percent initial utilization threshold. FCC 00-429 at ¶ 26. Based on these two FCC orders, carriers are now 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. On December 28, 2001, the FCC released FCC 01-362, which reaffirmed the MTE and utilization criteria as well as

implementing a safety valve when carriers are unable to get additional numbering resources.

8. Since the beginning of this year, BellSouth has submitted several requests for additional numbering resources to NANPA and NeuStar, the pooling administrator, for assignment of additional numbering resources to meet the demands of its customers in several Florida exchanges, including Daytona Beach, DeLand, Ft. Lauderdale, Gainesville, Jacksonville, Miami, North Dade, Orlando, Stuart, and West Palm.

9. BellSouth has completed these applications in accordance with Industry Numbering Committee's (INC's) and/or NANPA's guidelines and filled out the necessary Months-to-Exhaust 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.

12. As for this request for additional numbering resources for the Miami exchange, BellSouth states the following:

13. The Miami exchange consists of twenty-four (24) central offices and twenty-eight (28) switching entities that utilize numbering resources: Airport (MIAMFLAPDS0), Alhambra (MIAMFLAEDS0 and MIAMFLAERS0), Allapattah (MIAMFLAL63E), Bayshore (MIAMFLBA85E), Miami Beach (MIAMFLBRDS0), Biscayne (MIAMFLBCDS0), Canal (MIAMFLCADS0), Dadeland Blvd (MIAMFLDBRS1), Flagler (MIAMFLFLDS0), Grande (MIAMFLGRDS0 and MIAMFLGRDS1), Hialeah (MIAMFLHLDS0), Indian Creek (MIAMFLICDS0), Key Biscayne (MIAMFLKEDS0), Metro (MIAMFLMERS0 and MIAMFLME32E), Miami Shores (MIAMFLSH75E), North Miami (MIAMFLNMDS0), Northside (MIAMFLNSDS0), Opa Locka (MIAMFLOL68E), Palmetto (MIAMFLPLDS0 and MIAMFLPLRS0), Poinciana (MIAMFLPBDS0), Red Road (MIAMFLRRDS0), Silver Oaks (MIAMFLSODS0), West Dade (MIAMFLWDDS0), and West Miami (MIAMFLWMDS0).

14. On June 6, 2002, BellSouth requested additional numbering resources from NANPA for the Palmetto (MIAMFLPLDS0) switch. See Attachment 1. Specifically, BellSouth requested a growth code for the Palmetto switch due to the extreme shortage of numbers in the given switch.

15. At the time of the code request, the Miami exchange had a MTE of 11.65 and a utilization of 74%, while the MTE for the Palmetto (MIAMFLPLDS0) switch was – 2.36.

16. On June 14, 2002, NANPA denied BellSouth's request for additional numbering resources because BellSouth had not met the rate center based MTE criteria, notwithstanding the fact that the MTE for the Palmetto switch is less than 6 MTE. See Attachment 2. Pursuant to Commission Order No. PSC-01-1973-PCO-TL, attached to this Petition is the MTE and utilization rate for each switch in the Miami exchange. See Attachment 3.

17. BellSouth's request for additional numbering resources to provide the numbers requested above in the Miami exchange would not materially impact exhaustion of available numbers in the 305/786 area codes.

18. As discussed above, both the FCC Rules and NANPA's Central Office Code Guidelines provide that state regulatory authorities have the power and authority to review NANPA's decision to deny a request for numbering resources. See 47 C.F.R. § 52.15(g)(3)(iv); § 13.0 of the NANPA Central Office Code (NXX) Guidelines.

19. 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, NANPA looks at the number of MTE and utilization for the entire rate center without any exceptions. 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.

20. Unfortunately, BellSouth's inability to obtain numbering resources in the above switch, which is necessary to meet its customers' numbering demands in multi-switch rate centers, will not be the last time BellSouth experiences this problem. BellSouth has a total of 95 rate centers in Florida with 31 of these being multi-switch rate centers. Some of the switches within these multi-switch rate centers are already within or near the six MTE. BellSouth, however, believes that it will be unable to meet the six MTE threshold at the rate center level in all of these multi-switch rate centers, thereby jeopardizing its ability to adequately comply with its carrier of last resort obligations.

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

(a) NANPA'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 NANPA'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.

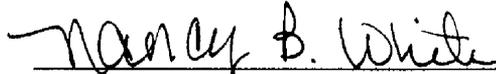
WHEREFORE, BellSouth requests:

1. The Commission review the decision of the NANPA to deny BellSouth's request for additional numbering resources for the Miami (Palmetto – MIAMFLPLDS0) switch; and

2. The Commission direct NANPA to provide the requested code for the Miami exchange as discussed above.

Respectfully submitted this 1st day of July, 2002

BELLSOUTH TELECOMMUNICATIONS, INC.



Nancy B. White (KA)
James Meza III
150 South Monroe Street
Suite 400
Tallahassee, Florida 32301
(305) 347-5558



R. Douglas Lackey (KA)
675 West Peachtree Street, Suite 4300
Atlanta, Georgia
(404) 335-0747

Central Office Code (NXX) Assignment Request - Part1
June 19, 2000

: Code Request Tracking Number: 786-156945

Type of Application: **New** Change¹ Delete

1.1 Contact Information:

Code Applicant:

Company/Entity Name: BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL

Headquarters Address: 675 W PEACHTREE ST NW

Headquarter City, State, Zip: ATLANTA ga 30375

Contact Name: [REDACTED]

Address: [REDACTED]

City, State, Zip: [REDACTED]

Phone: [REDACTED] FAX: [REDACTED] E-Mail:
[REDACTED]@bridge.bellsouth.com

Name: Terah Adger

Address: 1800 Sutter Street

City, State, Zip: Concord CA 94520

Phone: 9253638705 Fax: 9253638714

1.2:

NPA: 786 NXX: LATA: 46017 OCN:³ 9417

Parent Company's
 OCN(s): 9400

Switching Identification (Switching Entity/POI):⁴
MIAMFLPLDS0

Locality/City/Wire Center: MIAMI Rate Center:⁵ MIAMI

Homing Tandem Operating Co.:⁶ BELLSOUTH Homing Tandem CLLI:⁷
NDADFLGG01T

— Operating Company Number (OCN) assignments must uniquely identify the applicant. Relative to CO Code assignments, NECA-assigned Company Codes may be used as OCNs. Companies with no prior CO Code or Company Code assignments may contact NECA (973-884-8355) to be assigned a Company Code(s). Since multiple OCNs and/or Company Codes may be associated with a given company, companies with prior assignment should direct questions regarding appropriate OCN usage to the Traffic Routing Administration (TRA) on 732-699-6700.

¹ This is an eleven-character descriptor of the switch provided by the owning entity for the purpose of routing calls. This is the eleven-character COMMON LANGUAGE Location Identification (CLLI) of the applicant's switch or POI.

² Rate Center name must be a tariffed Rate Center associated with toll billing.

³ Applies to any code applicant connecting to the Public Switched Telephon. Network via a tandem owned by a different carrier.

— This is an eleven-character descriptor provided by the owning entity for the purpose of routing calls. This must be the CLLI Location Identification Code of the switching entity/POI, and is the same on Part 2, Form 1, Page 2 of 2.

⁴ Code applicants should request an effective date that is at least 66 calendar days from the submission of this form. It should be noted that interconnection arrangements and facilities need to be in place prior to activation of a code. Such arrangements are outside the scope of these guidelines.

⁵ Requests for code assignment should not be made more than six months prior to the requested effective date.

¹⁰ The Pool Administrator will indicate if the NXX being requested will be used for thousands block number pooling.

¹¹ Applicant is not required to submit Part 2 of the code request form if it is doing its own RDBS and BRIDS entries, or if the applicant has arranged for a third party to input the Part 2 forms data on its behalf.

¹² WARNING! It is the code applicant's responsibility to arrange input of Part 2 information into RDBS and BRIDS. The 45 calendar day nationwide minimum interval cut-over for RDBS and BRIDS will not begin until input into RDBS and BRIDS has been completed.

¹³ An incomplete form may result in delays in processing this request.

¹³ If application is submitted electronically, applicant must also fax form with signature to establish a "signature on file". All subsequent applications then assume "signature on file" (i.e., no fax required - unless contact name for the request is different than "signature on file".)

Months To Exhaust Certification Worksheet - TN Level¹

(Worksheet to be used for Requests for Additional Codes for Growth)

Code Request Tracking Number: 786-156945

Date: June 6, 2002 Company/Entity Name: BELLSOUTH TELECOMM INC
DBA SOUTHERN BELL TEL & TEL

Switching Entity/Point of Interconnection (CLLI): MIAMFLPLDS0 Rate Center: MIAMI

Total Number of NXXs: 291

Signature of Authorized Representative of Code Applicant: [REDACTED]

Title: [REDACTED] Telephone No.: [REDACTED] FAX No.: [REDACTED]

A. Telephone Numbers (TNs) Available For Assignment (See Glossary³): 195,311

Month #1	Month #2	Month #3	Month #4	Month #5	Month #6	Month #7	Month #8	Month #9	Month #10	Month #11	Month #12
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B. Previous 6-month growth history⁴: [REDACTED]

C. Forecast - Next months 1-12⁵: [REDACTED]

D. Average Monthly Growth Rate (From Part C above): [REDACTED]

E. Months to Exhaust⁶ =
$$\frac{\text{Telephone Numbers (TNs) Available for Assignment (A)}}{\text{Average Monthly Growth Rate (D)}} = \underline{11.651}$$

F. Utilization Level⁷ =
$$\frac{\text{Telephone Numbers (TNs) Assigned}}{\text{Total Numbering Resources in Applicant's Inventory}} \times 100 = \underline{\frac{74.0}{\%}}$$

Explanation:
 —

- A copy of this worksheet is required to be submitted to the Code Administrator; for audit purposes, it must be in the applicant's files.

- Report on all resources served by the switching entity/POI for the requested geographic area. For example, the geographic area could be the rate area, that portion of a rate area served by the switching entity/POI, or that portion of a rate area served by a particular NPA code.

- Definitions of terms may be found in the Glossary section of the Central Office Code (NXX) Assignment Guidelines.

± Net change in TNS no longer available for assignment in each previous month, starting with the most distant month as Month #1, and Month #6 as the current month.

± Forecast of TNS needed in each following month, starting with the most recent month as Month #1. In a jeopardy situation, only 6 months growth projection is required.

± To be assigned an additional CO Code (NXX) for growth, "Months to Exhaust" must be less than or equal to 12 months. (FCC 00-104, § 52.15 (g) (3) (iii)). Newly acquired numbers (see glossary) may be excluded from the utilization calculation (FCC 00-104, § 52.15 (g) (3) (ii)).

Central Office Code (NXX) Assignment Request - Part3
Effective May 18, 1998

Code Request Tracking Number: 786-156945

Administrator's Response/Confirmation

Date of Application: June 6, 2002 Date of Receipt: June 6, 2002
Date of Response: June 14, 2002 Effective Date: _____
Company/Entity Name: BELLSOUTH TELECOMM INC DBA SOUTHERN BELL
TEL & TEL

Code Administrator Contact Information:

Terah Adger Phone: 9253638705
Signature of Code Administrator
Terah Adger Fax: 9253638714
Name (print)

x NPA: 786 Code Assigned: _____ Date of NXX Code Assignment: _____

- a. Switch Identification (Switching Entity/POI): MIAMFLPLDS0 Rate Center: N/A
- b. The Code Administrator is ____, is not X responsible for inputting Part 2 information into RDBS and BRIDS.
- c. Routing and Rating information complete: Yes __ No X
Additional RDBS and BRIDS information necessary as follows:
No
- d. To be published in the LERG and TMP by _____
Additional RDBS and BRIDS information needs to be received by the code administrator no later than _____

_____ Code Reserved: _____ Date of Reservation: _____
Your code will be honored until _____
Switch Identification (Switching Entity / POI): _____

_____ Form incomplete
Additional information required in the following section(s):

x Form complete, code request denied
Explanation: Months to exhaust exceeds 6.0 months (11.65 Reported)

_____ Assignment activity suspended

by the administrator

Explanation: _____

Further Action: _____

 x NPA in jeopardy: Yes ___ No
 X

If yes, refer to Section 7 of the assignment guidelines.

Change/Disconnect List: ___

Remarks:

DR:11 According to the Central Office Code Assignment Guidelines, Section 4.2.1, code holders requesting growth codes must demonstrate that existing codes within the rate center will exhaust within 6.0 months. If you are in disagreement with the disposition of this code request, please refer to the Central Office Code (NXX) Assignment Guidelines for the appeals process. OCN 9417

June 305 NPA
Months to Exhaust
Report

A B C D E

TMRC NPA	CLLI	SWITCH TYPE	WC	ENTITY	NPA	TTA	K-BLOCK TOTAL	AVAIL	AVG GRWTH PER MO	MTE	NON-CTM DONATABLE BLOCKS	CTM Donatable	CTM COUNTS
													1
MIAMI	MIAMFLPBH05	5ESS	FPD	K	305	111	1						
MIAMI	MIAMFLPLDS0	5ES 1	FPM	K	305	591	330						1
<i>Releasing 786-336-9 due to low MTE.</i>													
MIAMI	MIAMFLPLRS0	DMC.8	FPM	K	305	590	20						2
													11
													4
													4
													1
													1
MIAMI	MIAMFLRRDS0	5ES 1	FSM	L	305	661	120						40
													31
MIAMI	MIAMFLSH75E	1ES 0	FSH	K	305	751	80						
MIAMI	MIAMFLSODS0	5ES 1	FSK	L	305	595	120						
MIAMI	MIAMFLWDDS0	DMC.1	FWD	L	305	382	90						
													1

June 305 NPA
Months to Exhaust
Report

Attachment 3

A B C D E

TMRC NPA	CLLI	SWITCH TYPE	WC	ENTITY	NPA	TTA	K-BLOCK TOTAL	AVAIL	AVG GRWTH PER MO	MTE	NON-CTM DONATABLE BLOCKS	CTM Donatable	CTM COUNTS
MIAMI	MIAMFLWMDS0	5ES 1	FWM	L	305	261	110	11.406	76	999 00		786-275-7	3
TOTAL							2931						567

12