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Public Service Commission

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COMMISSION CLERK

DATE: October 7, 2003
TO: Linda Dodson, Attorney, Office of the General Counsel
FROM: Shevie Brown, Regulatory Analyst, Division of Competitive Markets and Enforcement
RE: Docket No. 030937-TL, US LEC of Florida Inc. ("US LEC") Petition for Expedited Review of a Growth Code Denial by NeuStar for North Naples.

SBG PCL
URB/ST

On September 25, 2003, US LEC filed a petition requesting that the Commission overturn NeuStar's decision to deny a growth code located in the North Naples (FTMYFL39DS0) rate center. In accordance with Commission Order PSC-02-0352-PAA-TL which approved an expedited process for code denials, we have examined the US LEC petition, along with the confidential supplemental information, and have determined the following:

- 1) The carrier has demonstrated that it has a specific customer in need of immediate numbering resources;
2) The carrier has shown that it will be unable to provide services to the potential customer because of NeuStar's denial of numbering resources; and
3) The potential customer cannot obtain service from the provider of its choice because the carrier does not have numbers available to fulfill the customer's needs.

Since the three required criteria of Order PSC-02-0352-PAA-TL have been met, please prepare an administrative Proposed Agency Action (PAA) Order to be issued within seven business days of this memorandum (October 16, 2003) as outlined in the expedited code denial process order. NeuStar should be directed to provide US LEC the needed ten sequential thousands block numbering resources to meet its customer's needs. Also, please allow staff assigned to the docket to review the Order before it is issued. If you have any questions, please call Shevie Brown at 413-6638.

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cc: Division of Competitive Markets and Enforcement (Bulecza-Banks, Casey)
Office of the General Counsel (B. Keating)
Division of the Commission Clerk & Administrative Services (Docket No. 030937-TL)

DOCUMENT NUMBER-DATE

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