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COMMISSION CLERK

**DATE:** December 28, 2004

**TO:** Adam J. Teitzman, Senior Attorney, Office of the General Counsel

**FROM:** Catherine S. Beard, Regulatory Analyst I, Division of Competitive Markets & Enforcement *CSB*

**RE:** Recommendation to the Office of General Counsel – Docket No. 041425-TL - Petition for expedited review of code denials by Number Pooling Administrator for Hollywood exchange (West Hollywood and Pembroke Pines), by BellSouth Telecommunications, Inc.

On December 21, 2004, BellSouth submitted a code request to NeuStar for three (3) dedicated NXXs for the Hollywood exchange for a customer wishing to utilize Direct Inward Dialing (DID). Also, on December 21, 2004, NeuStar denied BellSouth's application because it did not meet the utilization criteria required for a new block of numbers, based on the FCC's months-to-exhaust (MTE) formula.

On December 22, 2004, BellSouth filed a petition requesting that the Commission overturn NeuStar's decision to deny numbering resources in the West Hollywood and Pembroke Pines switches, located in the Hollywood exchange. In accordance with Commission Order PSC-02-0352-PAA-TL (Docket No. 020087-TL), which approved an expedited process for NeuStar code denials, we have examined the BellSouth petition, along with the confidential supplemental information, and have determined the following:

- 1) The carrier has demonstrated that it has a customer in need of numbering resources;
- 2) The carrier has shown that it is unable to provide services to this potential customer because of NeuStar's denial of the numbering resources; and
- 3) The customer will not be able to obtain service from the provider of his/her choice because the carrier does not have the numbers available.

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Since the three criteria of 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 (January 7, 2005), as outlined in the expedited code denial process orders. NeuStar should be directed to provide BellSouth the needed numbering resources to meet its customer's needs in the West Hollywood (HLWDFLWHDS0) switch specifically with two (2) NXX blocks and Pembroke Pines (HLWDFLPEDS0) with one (1) NXX block. Also, please

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allow staff assigned to the docket to review the Order before it is issued. If you have any questions, please call Catherine Beard at (850)413-7080.

cc: Division of Competitive Markets (Bulecza-Banks, Casey, Maduro)  
Office of General Counsel (B. Keating)  
Division of Commission Clerk & Administrative Services (Docket No. 041425-TL)