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COMMISSION CLERK

-M-E-M-O-R-A-N-D-U-M-

DATE: October 13, 2005
TO: Adam J. Teitzman, Senior Attorney, Office of the General Counsel
FROM: Catherine S. Beard, Regulatory Analyst I, Division of Competitive Markets & Enforcement
RE: Recommendation to Office of the General Counsel - Docket No. 050699-TX

On September 9, 2005, MCImetro Access Transmission Services, LLC (MCImetro) requested additional numbering resources from the Number Pooling Administrator (PA) and received a denial for the Clearwater, St. Petersburg, and Tampa rate centers (TAMPFLUTDS0). MCImetro specifically requested eight (1) 1,000 blocks for the three rate centers, to meet a customer's request for numbers due to customer growth. MCImetro was denied additional numbering resources because they did not meet the months-to-exhaust utilization criteria required for new blocks of numbers.

On October 3, 2005, MCImetro filed a petition requesting that the Commission overturn the PA's decision to deny numbering resources for the Clearwater, St. Petersburg, and Tampa rate centers. In accordance with Commission Order PSC-02-0352-PAA-TL, (Docket No. 020087-TL) which approved an expedited process for the PA code denials, we have examined the MCImetro petition 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 Order to be issued within seven business days of this memorandum (October 24, 2005), as outlined in the expedited code denial process orders. The PA should be directed to provide MCImetro the needed numbering resources to meet its customer's needs in the Clearwater, St. Petersburg, and Tampa rate centers. Also, please 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 and Enforcement (Bulecza-Banks, Casey)
Office of General Counsel (B. Keating)
Division of Commission Clerk & Administrative Services (Docket No. 050699-TX)

DOCUMENT NUMBER-DATE

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