

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

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

DATE: December 29, 2005

TO: Patrick K. Wiggins, Attorney Supervisor, Office of the General Counsel *AW*

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

RE: Docket No. 050924-TX - Recommendation to Office of the General Counsel *PK*

Between November 14, 2005, and December 1, 2005, U.S. LEC, submitted requests to the Number Pooling Administrator (NeuStar) for additional numbering resources in the Celebration, Clearwater, Kissimmee, Marco Island, New Port Richey, North Cape Coral, Sanibel Captiva Islands, Tampa North, Tampa West, Winter Park, Belle Glade, Delray Beach, Eau Gallie, Jacksonville, Melbourne, Pensacola, Perrine, Pompano Beach, Stuart, Venice and Vero Beach rate centers. Specifically one (1) 1,000 consecutive number block per rate center, to meet a customers request for DID service. Those requests were denied because they did not meet the utilization criteria required for additional numbers.

On December 19, 2005, U.S. LEC filed a petition requesting that the Commission overturn NeuStar's decision to deny numbering resources for the rate centers listed above. 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 U.S. LEC 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.

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 10, 2006), as outlined in the expedited code denial process orders. NeuStar should be directed to provide U.S. LEC the needed numbering resources to meet its customer's needs in the Celebration, Clearwater, Kissimmee, Marco Island, New Port Richey,

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North Cape Coral, Sanibel Captiva Islands, Tampa North, Tampa West, Winter Park, Belle Glade, Delray Beach, Eau Gallie, Jacksonville, Melbourne, Pensacola, Perrine, Pompano Beach, Stuart, Venice and Vero Beach rate centers, specifically one (1) thousand number block for each rate center. 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 (P. Wiggins)
Division of Commission Clerk & Administrative Services (Docket No. 050294-TX)