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February 22, 2006

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

Re: Docket No. 060159-TL

Dear Ms. Bayó:

Enclosed are the original and fifteen copies of Sprint's Petition for expedited Review of NXX-X Code Denial and the original and fifteen copies of Sprint's Request for Confidential Classification, which we ask that you file in the captioned new docket.

Copies are being served on the parties in this docket pursuant to the attached certificate of service.

If you have any questions regarding this electronic filing, please do not hesitate to call me at 850-599-1560.

Sincerely,

Susan S. Masterton

Enclosure

DOCUMENT NUMBER-DATE

01557 FEB 22 06

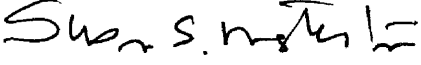
FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE
DOCKET NO. _____

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by U.S.
Mail this 22nd day of February, 2006 to the following:

Staff Counsel
Florida Public Service Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

NANPA
Tom Foley, Relief Planner
Eastern Region
820 Riverbend Blvd.
Longwood, FL 32779-2327



Susan S. Masterton

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Expedited Review of Growth) Docket No. _____
Code Denials by the North American Numbering)
Administration for the Lady Lake Exchange) Filed: February 22, 2006
)
)
_____)

PETITION FOR EXPEDITED REVIEW OF NXX-X CODE DENIAL

Sprint-Florida, Incorporated (“Sprint”), 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-01-1973-PCO-TL, petitions the Commission to review the Pooling Administrator’s (“NewStar”) denial of Sprint’s requests for additional numbering resources in the Lady Lake Exchange. In support of this petition, Sprint states:

PARTIES

1. Sprint is 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. NeuStar is an independent non-governmental entity, which is responsible for administering and managing the numbering resources in pooling areas. See 47 C.F.R § 52.20(d)

JURISDICTION

3. The Commission has jurisdiction of this matter pursuant to the Industry Numbering Committee’s (INC) Number Pooling Guidelines Sections 3.7 and 12(c). This provision provides that a carrier may challenge NeuStar’s decision to deny numbering resources to the appropriate regulatory authority.

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 existing numbering inventory within the applicant's rate center will be exhausted within six months of the application. Prior to the ruling, the Central Office Code Assignment Guidelines, used by the industry and NANPA to make code assignments, required the applicant's existing number inventory within the applicant's serving switch to exhaust within a specific months-to-exhaust ("MTE") of the code application in order for a code to be assigned or for the carrier 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. On December 29, 2000, the FCC also released FCC 00-429, which reaffirmed FCC 00-104 and required carriers to also meet a 60 percent initial utilization threshold. FCC 00-429 at ¶ 26. Based on these two FCC orders, carriers are required to meet 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.
7. In FCC 00-104, the FCC directed the industry and the Pooling Administrator to comply with the INC Pooling Guidelines. FCC 11-104 ¶ 183. Pursuant to the INC Guidelines, in order to obtain thousand-block allocations, the carrier must demonstrate that its existing numbering resources for the rate center will exhaust within six (6) months and also have a utilization of 75 percent for the specific rate center. *See* INC Guidelines Section 4.3 (c) [THOUSANDS-BLOCK NUMBER (NXX-X) POOLING ADMINISTRATION GUIDELINES (TBPAG) dated May 20, 2005] and Appendix 3. These requirements are known as the six (6) months-to-exhaust (“MTE”) and utilization threshold.
8. Sprint has utilized mechanisms such as number pooling to manage its numbering resources in the most efficient manner. However, Sprint is required in this instance to petition the Commission for relief.
9. 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 BellSouth's Petition and the Commission's efforts to make numbering resources available to carriers, the commission issued Order No. PSC-01-1973-PCO-TL setting forth an expedited code denial process. On March 15, 2002, the Commission issued Order No. PSC-02-0352-PAA-TL adopting the same expedited code denial process for pooling areas.

10. The Lady Lake Exchange consists of one (1) central office and one (1) switching entity that utilizes numbering resources.
11. On February 16, 2006 Sprint requested additional numbering resources from NeuStar for the Lady Lake exchange. See Attachment 1. Specifically, in order to meet the telephone number needs of one of its customers, Sprint requested 4000 consecutive numbers in the Lady Lake (LDLKFLXADS0) wire center. The customer has requested 4000 consecutive numbers in the specific number group of 2000-5000. Sprint cannot currently meet this request given the inventory of numbers available at this time in this switch.
12. At the time of the code request, the Lady Lake exchange had a MTE of 7.9 and a utilization of 97%. There are no blocks of un-assigned numbers large enough to meet the request of this customer in this switch.
13. On February 16th, NeuStar denied Sprint's request for additional numbering resources because Sprint had not met the MTE criteria, notwithstanding the fact that Sprint's Lady Lake switch does not have an available block of 4000 consecutive numbers to meet

the customer's requirements and the fact that the Lady Lake switch utilization is at 97%. See Attachment 1.

14. Sprint's request for additional numbering resources to meet this customer's requirement in the Lady Lake Exchange would not materially impact exhaustion of available numbers in the 352 area code.
15. As discussed above, both the FCC Order and INC guidelines provided that state regulatory authorities have the power and authority to review NANPA's decision to deny a request for numbering resources. See INC Number Pooling Guidelines Sections 3.7 and 11.1(c).
16. Under earlier 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, NeuStar and NANPA look at the MTE criteria and utilization threshold for the rate center and allow exceptions. The current process is arbitrary and may result 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.
17. Sprint's inability to provide this customer with the requested numbers prevents Sprint from providing the quality of service this customer desires and expects.
18. This Commission has previously received similar requests from numerous carriers, both ILECs and CLECS in which the carriers have asked the PSC to

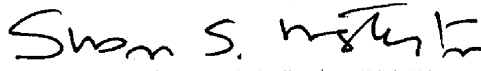
overrule a decision of NANPA and NeuStar. The Commission has granted these requests.

19. Sprint requests that the Commission reverse NeuStar's decision to withhold numbering resources from Sprint on the following grounds:
- (a.) NeuStar's denial of numbering resources to Sprint interferes with Sprint's ability to service its customers within the State of Florida.
 - (b.) As a result of NeuStar's denial of Sprint's request for additional numbering resources, Sprint will be unable to provide telecommunications services to its customers as required under Florida law.

WHEREFORE, Sprint requests:

1. The Commission review the decision of NeuStar to deny Sprint's request for additional numbering resources for the Lady Lake exchange, and
2. The Commission direct NeuStar to provide the requested numbering resources for the Lady Lake exchange as discussed above.

Respectfully submitted this 22nd day of February, 2006



Susan S. Masterton
Attorney for Sprint
P.O. Box 2214
Tallahassee, FL 32316-2214
850-599-1560

Appendix 3 - Modified August 6, 2001

MONTHS TO EXHAUST and UTILIZATION CERTIFICATION WORKSHEET - TN Level 1
(Thousands-Block Number Pooling Growth Block Request)

Date: 02/15/06 OCN: 0341 Company Name: SPRINT

Rate Center: Lady Lake, FL

Name of Block Applicant: SPRINT Signature: /s/jeannie johnson

List all Codes NPA(s)-NXXs and Blocks NPA(s)-NXX-X(s): 352- 259, 750, 751, 753, 205 (7000,8000 blocks), 430 (0000,1000,2000,3000 blocks)

Title: Network Opr. Tech II Telephone No.: 407 889-6159 FAX No.: 407 884-1955

E:Mail jeannie.johnson@sprint.com

A. Available Numbers: [REDACTED]

B. Assigned Numbers: [REDACTED]

C. Total Numbering Resources: [REDACTED]

D. Quantity of numbers activated in the past 90 days and excluded from the Utilization calculation: 1
List excluded Code(s) or Block(s): 350-2000 block (was activated on Jan 26th, 2006)

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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E. Growth History - Previous 6 months² [REDACTED]

F. Forecast - Next 12 months³ [REDACTED]

G. Average Monthly Forecast (Sum of months #1-6 (Part F above) divided by 6): [REDACTED]

H. Months to Exhaust⁴ $\frac{\text{Numbers Available for Assignment to Customers (A)}}{\text{Average Monthly Forecast (G)}} = \underline{7.9}$

I. Utilization⁵ $\frac{\text{Assigned Numbers (B) - Excluded Numbers (D)}}{\text{Total Numbering Resources (C) - Excluded Numbers (D)}} \times 100 = \underline{97\%}$

Explanation: Customer [REDACTED] wishes 352-XXX-2000, 3000, 4000, 5000 block of DID for calling new plan. Please proceed with waiver through Commission when denied by Neustar.
Contact-Name [REDACTED]

1 A copy of this worksheet is required to be submitted to the Pooling Administrator when requesting additional numbering resources in a rate center. For auditing purposes, the applicant must retain a copy of this document.
2 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.
3 Forecast of TNs needed in each following month, starting with the most recent month as Month #1.
4 To be assigned an additional thousands-block (NXX-X) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g) (3) (iii)).
5 Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii))

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33

Block Request Successful!

Pooling Administration System

 jeannie.johnson@mail.sprint.com (SP)

[Sign Out](#)

Request Full NXX On Behalf Of PA

Do you already have a block/code in this rate center? <input checked="" type="radio"/> Yes <input type="radio"/> No
Which block(s) will be retained? 0 1 2 3 4 5 6 7 8 9 <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
Will all blocks be activated on the same switch? <input checked="" type="radio"/> Yes <input type="radio"/> No
Will there be multiple block effective dates requested? <input type="radio"/> Yes <input checked="" type="radio"/> No
<input type="button" value="Back"/> <input type="button" value="Continue"/> <input type="button" value="Cancel"/>

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Pooling Administration System

jeannie.johnson@mail.sprint.com (SP)

Sign Out

Months to Exhaust and Utilization Certification Worksheet - TN Level

Date **Thursday, February 16, 2006**

OCN **0341**

Company Name **SPRINT UNITED TEL FL**

Rate Center **LADY LAKE**

List all Codes NPA(s)-NXXs and Blocks NPA(s)-
NXX-X(s)

352 / 259, 750, 751, 753; 205 (7000,8000);430 (0000,1000,2000,3000)

Name of Block Applicant **Ms Gloria J Johnson**

Title **Network Operations Tech II**

Telephone Number **(407) 889-6159**

Fax Number **(407) 884-1955**

E-Mail **jeannie.johnson@mail.sprint.com**

A. Available Numbers *

B. Assigned Numbers *

C. Total Numbering Resources *

D. Quantity of numbers activated in the past 90 days and excluded from the Utilization calculation

List excluded Code(s) or Block(s)

350-2000

A

B

C

D

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E. Growth History - Previous 6 months^{2*}

Month 1	<input type="text"/>	Month 2	<input type="text"/>
Month 3	<input type="text"/>	Month 4	<input type="text"/>
Month 5	<input type="text"/>	Month 6	<input type="text"/>

23
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A B C D

F. Forecast - Next 12 months^{3*}

Month 1	[REDACTED]	Month 2	[REDACTED]
Month 3	[REDACTED]	Month 4	[REDACTED]
Month 5	[REDACTED]	Month 6	[REDACTED]
Month 7	[REDACTED]	Month 8	[REDACTED]
Month 9	[REDACTED]	Month 10	[REDACTED]
Month 11	[REDACTED]	Month 12	[REDACTED]

9
10

G. Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6)

H. Months to Exhaust⁴ (Numbers Available for Assignment to customers (A) / Average Monthly Forecast (G))

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Explanation

Customer - [REDACTED]
wishes 400 DID numbers (352-XXX-
2000,3000,4000,5000 lock for calling plan.

1. A copy of this worksheet is required to be submitted to the Pooling Administrator when requesting additional numbering resources in a rate center. For auditing purposes, the applicant must retain a copy of this document.
2. 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.
3. Forecast of TNs needed in each following month, starting with the most recent month as Month #1.
4. To be assigned an additional thousands-block (NXX-X) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g)(3)(iii)).
5. Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii))

Show Calculations Continue Cancel

Pooling Administration System

 jeannie.johnson@mail.sprint.com (SP)

[Sign Out](#)

Months to Exhaust and Utilization Certification Worksheet - TN Level (Continued)

Based on the information provided, you will not exhaust all the blocks you wish to retain from the full NXX in 6 months.

Select One Option and Submit

- Return to the Months To Exhaust Form
- Discard all the information provided for the request and start with a fresh Part 1A
- State Waiver Option

1 **Customer Contact Information:**
2 [REDACTED]
3 [REDACTED]
4 [REDACTED]

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Expedited Review of Growth Code Denials by the North American Numbering Administration for the Lady Lake Exchange.) DOCKET NO.
)
) FILED: February 22, 2006
)
)
)

Sprint-Florida, Incorporated's Request for Confidential Classification Pursuant to Section 364.183(1), Florida Statutes

Sprint-Florida, Incorporated (hereinafter, "Sprint") hereby requests that the Florida Public Service Commission ("Commission") classify certain documents and/or records identified herein as confidential, exempt from public disclosure under Chapter 119, Florida Statutes and issue any appropriate protective order reflecting such a decision.

1. The information that is the subject of this request is proprietary customer information or information that is confidential and proprietary to Sprint, the release of which would impair the competitive business of Sprint. Sprint is filing this request pursuant to Rule 25-22-2006, F.A.C. The following documents or excerpts from documents are the subject of this request:

Highlighted information in Attachment 1 to Sprint's Petition for Expedited Review of NXX-X Code Denial

2. Two redacted copies of the information are attached to this request. One unredacted copy of the confidential information was filed under seal with the Division of Records and Reporting on under separate cover on this same date. Confidential information is highlighted in yellow.

3. The information for which the Request is submitted is customer information that Sprint is required by law to keep confidential or information the release of which would

impair Sprint's competitive business interests and is confidential and proprietary to Sprint. Specific justification for confidential treatment is set forth in Attachment A.

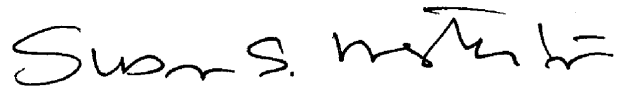
4. Section 364.183(3), F.S., provides:

- (3) The term "proprietary confidential business information" means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public. The term includes, but is not limited to:
 - (a) Trade Secrets.
 - (b) Internal auditing controls and reports of internal auditors.
 - (c) Security measures, systems, or procedures.
 - (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the company or its affiliates to contract for goods or services on favorable terms.
 - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.
 - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.

5. The subject information has not been publicly released by Sprint.

Based on the foregoing, Sprint respectfully requests that the Commission grant the Request for Confidential Classification, exempt the information from disclosure under Chapter 119, Florida Statutes and issue any appropriate protective order, protecting the information from disclosure while it is maintained at the Commission.

RESPECTFULLY SUBMITTED this 22nd day of February 2006.

A handwritten signature in black ink that reads "Susan S. Masterton". The signature is written in a cursive style with a horizontal line underneath the name.

Susan S. Masterton
Post Office Box 2214
Tallahassee, Florida 32316-2214
850/599-1560

ATTORNEY FOR SPRINT

ATTACHMENT A

Document and page and line numbers	Justification for Confidential Treatment
<p>Highlighted information contained in Attachment 1 to Sprint's Petition, P. 1, lines 10-12, 17, 19, 20, 25 & 27. P. 3, lines 17-20 and 24-26 columns B & D. P. 4, lines 3-8 columns B & D, and line 12. and P. 6, lines 2-4.</p>	<p>Contains information concerning Sprint's projected growth and telephone number resources which is proprietary to Sprint and which is information the release of which would impair Sprint's competitive business interests and is confidential and proprietary to Sprint. S.364.183(3)(e), F.S. Also may Contain proprietary customer information which Sprint is prohibited by law from releasing. s. 364.24, F.S.</p>