

ORIGINAL

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Legal Department

Manuel A. Gurdian
Attorney

07 APR -2 PM 4:29

AT&T Florida
150 South Monroe Street
Room 400
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COMMISSION
CLERK

April 2, 2007

Ann Cole
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

070233 - TL

Re: Petition for the Expedited Review of Growth Code Denials by the Number Pooling Administrator for the Jacksonville exchange (Clay Street)

Dear Ms. Cole:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc. d/b/a AT&T Florida's Petition for Expedited Review of NXX-X Code Denial, which we ask that you file in the captioned *new* docket.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,

Manuel A. Gurdian
Manuel A. Gurdian

cc: All Parties of Record
Jerry D. Hendrix
E. Earl Edenfield, Jr.
James Meza III

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

Petition
DOCUMENT NUMBER-DATE

02879 APR-25

FPSC-COMMISSION CLERK

Claim
DOCUMENT NUMBER-DATE

02880 APR-25

FPSC-COMMISSION CLERK

Confidential
DOCUMENT NUMBER-DATE

02881 APR-25

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE
Petition for the Expedited Review of Growth Code
Denials by the Number Pooling Administrator for the
Jacksonville exchange (Clay Street)

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

First Class U.S. Mail this 2nd day of April, 2007 to the following:

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

NANPA
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NPA Relief Planner
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Manuel A. Gurdian

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Expedited Review of Growth)
Code Denials by the Number Pooling Administrator)
for the Jacksonville exchange (Clay Street))
_____)

Docket No. 070233-TL
Filed: April 2, 2007

PETITION FOR EXPEDITED REVIEW OF NXX-X CODE DENIAL

BellSouth Telecommunications, Inc. d/b/a AT&T Florida ("AT&T Florida"), 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-01-1873-PCO-TL, petitions the Commission to review the Pooling Administrator's ("NeuStar") denial of AT&T Florida's request for additional numbering resources in the Jacksonville exchange. In support of this petition, AT&T Florida states:

PARTIES

1. AT&T Florida is a corporation organized and formed under the laws of the State of Georgia and 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 Industry Numbering Committees (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.

DOCUMENT NUMBER-DATE

02879 APR-20

FPSC-COMMISSION CLERK

BACKGROUND AND REQUEST FOR RELIEF

4. The Jacksonville exchange consists of eighteen (18) switching entities that utilize numbering resources: Arlington (JCVLFLARDS0), Atlantic (JCBHFLABRS0), Avenues (MNRFLAVDS0), Beachwood (JCVLFLBWDS0), Clay Street (JCVLFLCLDS0), Ft. Caroline (JCVLFLFCDS0), Ft. George (FTGRFLMARS0), International Airport (JCVLFLIARS0), Lake Forest (JCVLFLLFDS0), Loretto (MNRFLLODS0), Normandy (JCVLFLNODS0), Oceanway (JCVLFLOWDS0), Riverside (JCVLFLRV38E), San Jose (JCVLFLSJ73E), San Marco (JCVLFLSMDS0), San Pablo (JCBHFLSPRS0), Southpoint (JCVLFLJTRSA), and Wesconnett (JCVLFLWCDS0).

5. On March 29, 2007, BellSouth requested additional numbering resources from NeuStar for the Clay Street (JCVLFLCLDS0) switch. See Attachment 1. Specifically, BellSouth requested a full NXX to meet the request of a specific customer for 10,000 consecutive numbers in the format of NPA NX7-XXXX.

6. At the time of the code request, the Jacksonville exchange had a MTE of 33.05 and a utilization of 73.00%, while the Clay Street (JCVLFLCLDS0) switch had a MTE of 63.62.

7. On March 29, 2007, NeuStar's automated number request system denied AT&T Florida's request for additional numbering resources because AT&T Florida had not met the utilization based criteria, notwithstanding the fact that AT&T Florida is unable to provide the numbering resources requested by the specific customer. See Attachment 1. Pursuant to Commission Order No. PSC-01-1973-PCO-TL, attached to

this Petition is the MTE and utilization rate for each switch in the Jacksonville exchange and the customer's contact information. See Attachment 2.

8. As discussed above, both the FCC Order and the INC guidelines provide that state regulatory authorities have the power and authority to review NeuStar's decision to deny a request for numbering resources. See INC Number Pooling Guidelines Sections 3.7 and 12(c).

9. Under earlier MTE 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 nor NANPA looks at the number of MTE and utilization for the entire rate center without exception. The current process is arbitrary and results 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.

10. AT&T Florida requests that the Commission reverse NeuStar's decision to withhold numbering resources from AT&T Florida on the following grounds:

(a) NeuStar's denial of numbering resources to AT&T Florida interferes with AT&T Florida's ability to serve its customers within the State of Florida.

(b) The MTE at the rate center level requirement is discriminatory against the incumbent LEC, since the ILEC is typically the only local service provider with multiple switches in a rate center. The ILEC deploys multiple switches in a rate center in order to meet customer demand for telephone service. The FCC's rules for obtaining numbering resources both penalizes and discriminates against the ILECs for deploying multiple

switches. AT&T Florida believes that it is patently unfair to require that the ILEC only get six (6) MTE in all the switches it has deployed in a rate center, when the CLECs, which have recently entered the local service market, have to meet the MTE requirement in only the single switch that they have deployed to serve their customers in a single rate center or even multiple rate centers.

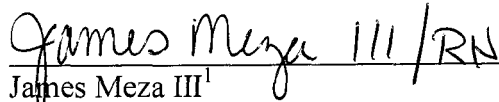
(c) As a result of NeuStar's denial of AT&T Florida's request for additional numbering resources, AT&T Florida will be unable to provide telecommunications services to its customers as required under Florida law.

WHEREFORE, AT&T Florida requests:

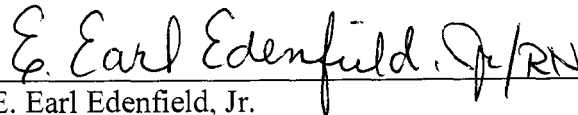
1. The Commission review the decision of NeuStar to deny AT&T Florida's request for additional numbering resources for the Jacksonville exchange; and
2. The Commission direct NeuStar to provide the requested numbering resources for the Jacksonville exchange as discussed above.

Respectfully submitted this 2nd day of April, 2007.

BELLSOUTH TELECOMMUNICATIONS, INC. d/b/a AT&T FLORIDA

 /RN

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 /RN

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¹ The undersigned is licensed in Louisiana only, is certified by the Florida Bar as Authorized House Counsel (No. 464260) per Rule 17 of the Rules Regulating the Florida Bar, and has been granted qualified representative status by the Commission in Order No. PSC-07-0211-FOF-OT.

REDACTED

Attachment 1

Pooling Administration System

[REDACTED]@bridge.bellsouth.com (SP)

Sign Out

Months to Exhaust and Utilization Certification Worksheet - IN Level

Date Thursday, March 29, 2007

OCN 9417

Company Name BELLSOUTH SO BELL

Rate Center JACKSONVILLE

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

Name of Block Applicant [REDACTED]
Title [REDACTED]
Telephone Number [REDACTED]
Fax Number [REDACTED]
E-Mail [REDACTED]@bellsouth.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 * [REDACTED]

List excluded Code(s) or Block(s)

E. Growth History - Previous 6 months² *

REDACTED

Month 1	Month 2
Month 3	Month 4
Month 5	Month 6

F. Forecast - Next 12 months³ *

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

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))

Block Requested	A. Available Numbers	H. Months to Exhaust
1	[REDACTED]	33.047

I. Utilization⁵ (Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded Numbers (D)) * 100 **73.001**

Explanation

Customer request full code with 3rd digit in NPA - ND

¹A 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.
²Net 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.
³Forecast of TNs needed in each following month, starting with the most recent month as Month #1.
⁴To 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)).
⁵Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii))

REDACTED

[Continue](#)

Pooling Administration System

@bridge.bellsouth.com (SP)

[Sign Out](#)

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

Your utilization calculates to 73.001 percent. The FCC requires a utilization of 75.000 percent.

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

[Submit](#)

REDACTED

Jacksonville Utilization Summary Report

Attachment 2

Exchange	Central Office	Wire Center CLLI	Blocks	Average Growth	Available TNs	MTE	Util
Jacksonville	Arlington	JCVLFLARDS0	104				
Jacksonville	Atlantic	JCBHFLABRS0	20				
Jacksonville	Avenues	MNDRFLAVDS0	50				
Jacksonville	Beachwood	JCVLFLBWDS0	146				
Jacksonville	Clay Street	JCVLFLCLDS0	289				
Jacksonville	Ft. Caroline	JCVLFLFCDS0	37				
Jacksonville	Ft. George	FTGRFLMARS0	5				
Jacksonville	Int. Airport	JCVLFLIARS0	11				
Jacksonville	Lake Forest	JCVLFLLFDS0	58				
Jacksonville	Loretto	MNDRFLLODS0	79				
Jacksonville	Normandy	JCVLFLNODS0	65				
Jacksonville	Oceanway	JCVLFLOWDS0	38				
Jacksonville	Riverside	JCVLFLRV38E	61				
Jacksonville	San Jose	JCVLFLSJ73E	135				
Jacksonville	San Marco	JCVLFLSMDS0	140				
Jacksonville	San Pablo	JCBHFLSPRS0	48				
Jacksonville	Southpoint	JCVLFLJTRSA	73				
Jacksonville	Wesconnett	JCVLFLWCDS0	102				

Customer Contact Information

[REDACTED]