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May 12, 2009

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

090311-TL

**Re: Petition for the Expedited Review of NXX-X Code
Denial by the Number Pooling Administrator for the
Tallahassee Exchange**

Dear Ms. Cole:

Enclosed is an original and fifteen copies of AT&T Communications of the Southern States, LLC ("AT&T") 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

COM _____ cc: All Parties of Record
ECR _____ Jerry D. Hendrix
CCL _____ 2 _____ Gregory R. Follensbee
JPC _____ E. Earl Edenfield, Jr.
RCP _____
SSC _____
SGA _____
ADM _____
CLK _____

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CERTIFICATE OF SERVICE
Petition for the Expedited Review of NXX-X Code
Denial by the Number Pooling Administrator for the
Tallahassee Exchange

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

First Class U.S. Mail this 12th day of May, 2009 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

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Expedited Review of NXX-X) Docket No.
Code Denial by the Number Pooling Administrator)
for the Tallahassee exchange) Filed: May 12, 2009
_____)

PETITION FOR EXPEDITED REVIEW OF NXX-X CODE DENIAL

AT&T Communications of the Southern States, LLC (“AT&T”), 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’s request for additional numbering resources in the Tallahassee exchange. In support of this petition, AT&T states:

PARTIES

1. AT&T is a corporation organized and formed under the laws of the State of New York and a competitive local exchange carrier (“CLEC”) regulated by the Commission and authorized to provide local exchange 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

DOCUMENT NUMBER-DATE
04595 MAY 12 8
FPSC-COMMISSION CLERK

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. The Tallahassee exchange consists of two switching entities that utilize numbering resources: Main (TLHSFLAT4MD) and Second (TLHSFLAT8MD).

5. On May 5, 2009, AT&T requested additional numbering resources from NeuStar for the Main (TLHSFLAT4MD) switch. See Attachment 1. Specifically, AT&T requested a block to meet the request of a specific customer for 100 consecutive numbers. The format of the block needs to be in the format of 850-NXX-1XXX, 4XXX, 5XXX, 6XXX or 8XXX.

6. At the time of the code request, the Tallahassee exchange had a MTE of 76.27 and a utilization of 18.35%, while the Main (TLHSFLAT4MD) switch had a MTE of 840.

7. On May 5, 2009, NeuStar's denied AT&T's request for additional numbering resources because AT&T had not met the utilization based criteria, notwithstanding the fact that AT&T 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 switch utilization information 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 requests that the Commission reverse NeuStar's decision to withhold numbering resources from AT&T on the following grounds:

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

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


WHEREFORE, AT&T requests:

1. The Commission review the decision of NeuStar to deny AT&T's request for additional numbering resources for the Tallahassee exchange; and

2. The Commission direct NeuStar to provide the requested numbering resources for the Tallahassee exchange as discussed above.

Respectfully submitted this 12th day of May, 2009.

AT&T COMMUNICATIONS OF THE SOUTHERN STATES, LLC



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