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COMMISSION CLERK  
Writer's Direct Dial Number: (850) 521-1706  
Writer's E-Mail Address: bkeating@gunster.com

110243-TX

August 10, 2011

**HAND DELIVERY**

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

**NEW FILING: Cox Florida Telcom, L.P.'s Petition for Expedited Review of Growth Code Denial for the Crestview Exchange by the Number Pooling Administrator**

Dear Ms. Cole:

Enclosed for filing, please find the original and seven (7) copies of Cox Florida Telcom, L.P.'s Petition for Expedited Review of Growth Code Denial for the Crestview Exchange.

In conjunction with this filing, under separate cover, Cox is providing certain attachments referenced in this filing for which it seeks confidential classification as provided by the "claim" provisions of Rule 25-22.004(5), Florida Administrative Code.

Sincerely,

Beth Keating  
Gunster, Yoakley & Stewart, P.A.  
215 South Monroe St., Suite 601  
Tallahassee, FL 32301  
(850) 521-1706

COM \_\_\_\_\_  
APA \_\_\_\_\_  
ECR \_\_\_\_\_  
GCL \_\_\_\_\_  
RAD 6 \_\_\_\_\_  
SSC \_\_\_\_\_  
ADM \_\_\_\_\_  
OPC \_\_\_\_\_  
CLK \_\_\_\_\_

DOCUMENT NUMBER - DATE  
05640 AUG 10 =  
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Expedited Review of Growth )  
Code Denial by the Number Pooling Administrator )  
for the Crestview Exchange )  
\_\_\_\_\_ )

Docket No. 110243-TX

Filed: August 10, 2011

**PETITION FOR EXPEDITED REVIEW OF GROWTH CODE DENIAL**

Cox Florida Telcom, L.P. (d/b/a "Cox Communications," "Cox," "Cox Business," collectively "Cox"), by its attorneys, 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 ("NeuStar" or "NeuStar's") denial of Cox's request for additional numbering resources in the Crestview exchange.

In support of this petition, Cox states:

**PARTIES**

1. Cox is a statewide-certificated provider of local exchange service and long distance service 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).

DOCUMENT NUMBER-DATE  
05640 AUG 10 =  
FPSC-COMMISSION CLERK

### **JURISDICTION**

3. The Commission has jurisdiction over 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. The Commission is likewise authorized to address this request in accordance with Section 364.16(7), Florida Statutes, 47 C.F.R. §52.15(g)(3)(iv), and 47 U.S.C. §151.

### **BACKGROUND AND REQUEST FOR RELIEF**

4. On or about August 8, 2011, Cox requested additional numbering resources from NeuStar for the Crestview exchange. (See Attachment 1 – *Application and Cox Back-Up Documentation*.) Specifically, in order to meet the needs of one of its customers, Cox requested a complete thousand-block in the Crestview Rate Center for an effective date of 09/08/2011. Cox made this request in order to serve a large customer, which is in need of 1,000 numbers. Cox cannot currently meet this request given the inventory of numbers available at this time in the Crestview Rate Center, nor will it be able to meet the customer's reasonable service expectations unless this request is handled in an expeditious manner.

5. Cox completed its numbering application in accordance with NANPA's Central Office Code Assignment Guidelines and completed the necessary Months to Exhaust and Utilization Certification Worksheet required by NANPA. At the time of the code request, the Crestview exchange had an MTE of 4.39 and a utilization of 73.24%. In accordance with

Commission Order No. PSC-01-1973-PCO-TL, this MTE and utilization rate information for the Crestview exchange is included in Attachment 1.

6. On or about August 8, 2011, NeuStar denied Cox's request for additional numbering resources on the grounds that Cox had not met the MTE and/or utilization based criteria. (See Attachment 2 – *Denial Documentation*.) 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.

7. 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).

8. Although the current MTE and utilization thresholds were adopted to address conservation of numbering resources, strict adherence to these thresholds will, in many cases, preclude the assignment of numbering resources for legitimate and defensible needs. It is the recognition of this fact that has led to the establishment of procedures to seek an overturn of a NANPA code denial. In the instant case, due to the large numbering requirement of a single customer, Cox's current inventory is simply not sufficient to meet the demand. As such Cox requires additional numbering resources to meet demand regardless of its current utilization.

9. Cox requests that the Commission reverse NeuStar's decision to withhold numbering resources from Cox on the following grounds:

a. In this instance, Cox is attempting to accommodate a specific customer's request for a complete block of 1,000 numbers within the Crestview rate center that otherwise cannot be accomplished with current existing numbering resources.

b. As a result of NeuStar's denial of AT&T Florida's request for additional numbering resources, Cox will be unable to provide telecommunications service for its customer.

c. NeuStar's denial of numbering resources to Cox interferes with Cox's ability to serve its customers within the State of Florida.

10. Cox believes it meets the conditions stated in FCC Order 01-362, as this request addresses "a specific customer request for numbering resources that exceeds ... available inventory," and that the request of Cox's customer constitutes "a verifiable need for additional numbering resources" outside the specifically enumerated instances that would justify denial of a code.

11. Cox requests the Commission's review of the attached NANPA decision to withhold numbering resources from Cox on the grounds that NANPA's decision is not in accordance with the FCC's intent and requirements in allowing telecommunications service providers access to numbering resources to meet specific customer demands upon a sufficient showing of need. Cox maintains that NANPA's denial of numbering resources to Cox serves only to interfere with Cox's ability to provide service to its customer. In fact, Cox believes that

it is possible, if not likely, that if it is ultimately unable to provide the customer with the requested numbering resources, it will lose this recently won customer. As such, Cox will suffer a significant competitive harm.

12. Finally, Cox requests the Commission to conduct its review on an expedited basis. In support of this request, Cox notes that a contract with its customer was entered into on July 27, 2011. This document is provided as Attachment 3 to this Petition, and includes the customer's name, address, and telephone number, as required by Order No. PSC-01-1973-PCO-TL.

**WHEREFORE**, Cox respectfully requests that:

1. The Commission conduct an expedited review of NeuStar's decision to deny Cox's request for additional numbering resources for the Crestview exchange; and
2. The Commission direct NeuStar to provide numbering resources in the Crestview exchange to meet the specific request of Cox on behalf of its customer, as discussed above.

Respectfully submitted this 10<sup>th</sup> day of August, 2011.

Cox Florida Telcom, L.P.

By: 

Beth Keating  
Gunster, Yoakley & Stewart, P.A.  
215 South Monroe St., Suite 601  
Tallahassee, FL 32301  
(850) 521-1706

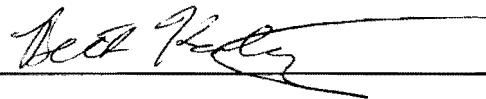
*Attorneys for Cox Florida Telcom, L.P.*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Petition was served via Electronic Mail this 10<sup>th</sup> day of August, 2011 to the following:

Adam Teitzman, Attorney Supervisor  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[ateitzma@psc.state.fl.us](mailto:ateitzma@psc.state.fl.us)

NANPA  
Thomas Foley  
NPA Relief Planner  
820 Riverbend Blvd.  
Longwood, Florida 32779-2327  
[Thomas.foley@neustar.com](mailto:Thomas.foley@neustar.com)




Beth Keating  
Gunster, Yoakley & Stewart, P.A.  
215 South Monroe St., Suite 601  
Tallahassee, FL 32301  
(850) 521-1706

**ATTACHMENT 1**






















# Pooling Administration System

 Sandra.Jones@cox.com (SP)

[• Sign Out](#)

Time : 08/08/2011 03:09:35 PM EDT

-  Individual Block Requests
  -  New Block Request
  -  New Block Reservation
  -  Assign/Cancel/Extend Reservation
  -  Block Modification
  -  Multiple Block Modification
  -  Block Disconnect
  -  Saved Block Requests
  -  Modify Pending Request
  -  Copy Block Request
-  CO/NXX Code Requests
-  Withdraw Pending Requests
-  Confirm Resources In Service
-  Donate Blocks
-  Submit Forecast
  -  Create/Modify Forecast
-  Search Forms
-  Reports
-  User Profile

Your request has been successfully submitted.  
The Tracking Number for the request is: **850-CRESTVIEW-FL-467839**

[Return to Inbox](#)

[View Forms](#)

**neustar.**

Question? Email us  
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[Legal Notice](#)

TBPAG Attachment 1 - March 19, 2007

## Thousands-Block Application Form - Part 1A

Tracking Number: 850-CRESTVIEW-FL-467839  
Individual Block Request

Type of Application:  New  Change  Disconnect

GENERAL APPLICATION INFORMATION

## 1.1 Contact Information:

Block Applicant:

Company Name: COX FLORIDA TELCOM. L.P. - FL  
 Headquarters Address: 1400 Lake Hearn Dr  
 City, State, Zip: Atlanta, GA, 30342  
 Contact Name: Sandra Jones  
 Contact Address: 1400 Lake Hearn Dr  
 City, State, Zip: Atlanta, GA, 30342  
 Phone: 404-269-7722 FAX: 404-269-1270 E-mail: NOC.TN@cox.com

Pooling Administrator: <sup>ii</sup>

Contact Name: Dara Flowers  
 Contact Address: 1800 Sutter St  
 City, State, Zip: Concord, CA, 94520  
 Phone: 925-363-8730 FAX: 925-363-7697  
 E-mail: dara.flowers@neustar.biz

## 1.2 General Information:

Check one : No LRN needed  LRN needed <sup>iii</sup>

Parent Company's OCN

NPA: 850 LATA: 448 OCN: <sup>iv</sup> 7987  
7193

Number of Thousands-Blocks Requested : 1

Switching Identification(Switch Entity/POI) : <sup>v</sup>  
PNSCFLJAGT0

City or Wire Center Name : \_\_\_\_\_ Rate Center: <sup>vi</sup>  
CRESTVIEW

Rate Center Sub Zone: \_\_\_\_\_

**1.3 Dates:**

Date of Application: <sup>vii</sup> \_\_\_\_\_  
08/08/2011

Requested Block Effective Date:  
<sup>viii</sup> 09/08/2011

By selecting this checkbox, I acknowledge that I am requesting the earliest possible effective date the Administrator can grant. Please note that this only applies to a reduction in the Administrator's processing time, however the request will still be processed in the order received.

Request Expedited Treatment? (See Section 8.6) Yes X No \_\_\_\_\_

Expedited Explanation:

**1.4 Type of Service Provider Requesting the Thousands-Block :**

a) Type of Service Provider : CAP OR CLEC (LEC, IXC, CMRS, Other)

b) Primary type of service Blocks to be used for : Wireline

c) Thousands-Block(s) (NXX-X) assignment Preference (Optional) \_\_\_\_\_  
850-331-4

d) Thousands-Block(s) (NXX-X) that are undesirable for this assignment , if any \_\_\_\_\_

e) If requesting a code for LRN purposes, indicate which block(s) you will be keeping(the remainder of the blocks will be given to the pool) \_\_\_\_\_

**1.5 Type of Request:**

Initial block for rate center : Yes \_\_\_\_\_ If Yes , attach evidence of authorization and proof of capability to provide service within 60 days.

Growth block for rate center : Yes X If Yes , attach months to exhaust worksheet

By selecting this checkbox, I acknowledge that I am willing to accept a block in red and explicitly understand that the underlying CO code may not yet be

activated in the PSTN and loaded in the NPAC on the block effective date.

Type of change(Mark all that apply)

OCN:Intra-company <sup>ix</sup>  Switching Id  Part 1B

OCN:Inter-company <sup>x</sup>  Effective Date

Change block : Yes \_\_\_\_\_ If Yes , list NPA-NXX-X \_\_\_\_\_

#### 1.6 Block Return :

- a) Is this block Contaminated Yes \_\_\_\_\_ No \_\_\_\_\_
- b) If Yes how many TNs are NOT available for assignment : \_\_\_\_\_
- c) Have all new Intra SP ports been completed in the NPAC Yes \_\_\_\_\_ No \_\_\_\_\_
- d) Has this block been protected from further assignment Yes \_\_\_\_\_ No \_\_\_\_\_

Disconnect block : Yes \_\_\_\_\_ If Yes , list NPA-NXX-X \_\_\_\_\_

Remarks:

I hereby certify that the above information requesting an NXX-X block is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Thousands-Block (NXX-X) Pooling Administration Guidelines(ATIS-0300066) available on the ATIS web site (<http://www.atis.org/inc>) or by contacting [inc@atis.org](mailto:inc@atis.org) as of the date of this application.

Sandra Jones

Signature of Block Applicant

Service  
Delivery 08/08/2011  
Analyst  
III  
Title Date

#### Instructions for filling out each Section of the Part 1A form:

Section 1.1 Contact information requires that Service Providers supply under "Block Applicant" the company name, company headquarters address, a contact within the company, an address where the contact person may be reached, in addition to the correct phone, fax, and e-mail address. The Pooling Administrator section also requires the Service Provider to fill in the Pooling Administrator s name, address, phone, fax and e-mail.

Section 1.2 Service Providers who need a thousands-block assignment or for an Location Routing Number (LRN) are required to fill in this section. If needed for an LRN, a CO Code Application needs to also be submitted to the PA. The Service Provider should supply the Numbering Plan Area (NPA); the Local

Appendix 3

May 16, 2008

MONTHS TO EXHAUST and UTILIZATION CERTIFICATION WORK SHEET - TN Level<sup>1</sup>  
(Thousands-Block Number Pooling Growth Block Request)

Tracking Number: 850-CRESTVIEW-FL-467839

Date: 08/08/2011

OCN: 7193

Company Name: COX FLORIDA  
TELCOM, L.P. - FL

Rate Center: CRESTVIEW

List all Codes NPA(s)-NXX(s) and Blocks NPA(s)-NXX-X(s): 850.306.2, 850.306.3, 850.398.5,  
850.398.6, 850.398.8.

Name of Block Applicant: Sandra Jones


Signature: Sandra Jones


Title: Service Delivery Analyst III  
No.: 404-269-1270


Telephone No.: 404-269-7722


FAX

E-mail: NOC.TN@cox.com








A. Available Numbers: 

B. Assigned Numbers: 

C. Total Numbering Resources: 

D. Quantity of numbers activated in the past 90 days (increments of 1,000 or 10,000) and excluded from the Utilization calculation <sup>2</sup> 

List  
Excluded  
Code(s) or  
Block(s):

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

E. Growth History -

Previous 6 months<sup>3</sup>

F. Forecast - Next 12 months<sup>4</sup>



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



H. Months to Exhaust<sup>5</sup>  
=

Numbers Available for Assignment to Customers(A)

Average Monthly Forecast(G)

Block Requested

1

Available Numbers

885

Months To Exhaust

4.388

I.

Utilization<sup>6</sup> =  $\frac{\text{Assigned Numbers(B)} - \text{Excluded Numbers (D)}}{\text{Total Numbering Resources(C)-Excluded Numbers(D)}} \times 100 =$

Total Numbering Resources(C)-Excluded Numbers(D)

Explanation: \_\_\_\_\_

<sup>1</sup>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.

<sup>2</sup>Quantity of numbers activated in the past 90 days is based on blocks and/or codes received from the administrator and shall be reported in increments of 1,000 or 10,000 TNs (e. g.: 2 blocks received=2,000 and 1 code received =10,000).

<sup>3</sup>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.

<sup>4</sup>Forecast of TNs needed in each following month, starting with the most recent month as Month #1.

<sup>5</sup>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, section 52.15 (g) (3) (iii)).

<sup>6</sup>Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii))

**TN ADMINISTRATION**

Block Request ID 142

OCN	07193
NPA	850
NPA Relief	
LATA	448
Parent Company OCN	07193
Quantity of Blocks Requested	1
If requesting more than one block, Do you want multiple effective dates?	NO
If requesting more than one block, Do you want multiple switches?	NO
Rate Center	CRESTVIEW
Rate Center Sub Zone	
Switch Identification	PNSCFLJAGT0
City or Wire Center Name	
Date of Application	2011-08-08 14:46:59.0
Request Expedited Treatment	NO
Requested Effective Date	09-08-2011

850-331-4

Type of Service Provider Requesting the Thousands-Block	
Type of SP	CLEC
Primary type of Service Blocks to be used for	WIRELINE
Thousands-Block(s) (NPA-NXX-X) Assignment preference	
Thousands-Block(s) (NPA-NXX-X) that are undesirable for this assignment, if any	
Type of Request	
Remarks	Customer is requesting 1000 numbes

Months to Exhaust and Utilization Certification Worksheet	
Codes List NPA(s)-NXX-X(s)	850.306.2, 850.306.3, 850.398.5, 850.398.6, 850.398.8,
Available Numbers	885
Assigned Numbers	3662
Total Numbering Resources	5000
Quantity Activated in last 90 days	0
List Excluded Code(s) or Block(s)	

**Growth History - Previous 6 Months**

Month 1 - [REDACTED]	Month 2 - [REDACTED]	Month 3 - [REDACTED]
Month 4 - [REDACTED]	Month 5 - [REDACTED]	Month 6 - [REDACTED]

Forecast - Next 12 Months			
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]

Months to Exhaust and Utilization	
Average Monthly Forecast	[REDACTED]
Months to Exhaust	4.39
Utilization Percentage	73.24 %

Part 1B	
Will Block be activated by NPAC ?	NO
Service Provider NPAC SOA SPID	7661
LRN	
Remarks	







Redacted

	A	B	D
73	EOC	Y	VALPARAISO
74	EOC	Y	VALPARAISO

VALPARAISO

## ATTACHMENT 2

**Jones, Sandra (CCI-Atlanta)**

**From:** dara.flowers@neustar.biz  
**Sent:** Monday, August 08, 2011 3:11 PM  
**To:** NOC TN Admin  
**Cc:** PA\_Part3@neustar.biz  
**Subject:** PAS - Pooling Administrator's Response/Confirmation for Tracking Number: 850-CRESTVIEW-FL-467839

## Pooling Administration System

Dated 08-August-2011

November 21, 2003  
ATIS-0300066.at3

Attachment 3

Pooling Administrator's Response/Confirmation  
TBPAG Part 3

**Tracking Number :** 850-CRESTVIEW-FL-467839

**Date of Application:** 08/08/2011 **Effective Date:** \_\_\_\_\_  
**Date of Receipt:** 08/08/2011 **Date of Response:** 08/08/2011

**Service Provider Name:** COX FLORIDA TELCOM, L.P. - FL

(Telcordia™ LERG™ Routing Guide ) **OCN:** 7193

**NPAC SOA SPID :** \_\_\_\_\_

**Pooling Administrator Contact Information:**

**Dara Flowers** Phone: 925-363-8730  
Signature of Pooling Administrator  
**Dara Flowers** Fax: 925-363-7697  
Name (print)  
Email: dara.flowers@neustar.biz

**NPA-NXX or NPA-NXX-X :** \_\_\_\_\_

**Block Assigned:** \_\_\_\_\_  
**Block Reserved :** \_\_\_\_\_  
**Block Reservation Expiration Date :** \_\_\_\_\_  
**Block/Code Modified :** \_\_\_\_\_  
**Block/Code Disconnected :** \_\_\_\_\_

**Block Contaminated(Yes or No) :** \_\_\_\_\_

If Yes,enter the number of TNs contaminated :

Switch Identification(Switch Entity/POI): <sup>1</sup>

PNSCFLJAGT0

Rate Center:

CRESTVIEW

Rate Center Sub Zone:

**Form Complete, request denied.**

Explanation:

**DR-57: You do not meet the MTE and/or Utilization requirements, therefore this request for a new block is denied. You may proceed with requesting a State Waiver from the appropriate state commission using this Part 3 denial. If you are in disagreement with the disposition of this request, please refer to the Thousands-Block Number (NXX-X) Pooling Administration Guidelines for the appeals process.**

**Request withdrawn.**

Explanation:

**Assignment activity suspended by the administrator.**

Explanation:

**Remarks:**

<sup>1</sup> This is an eleven-character descriptor provided by the owning entity for the purpose of routing calls. This must be the CLLI <sup>TM</sup> Location Identification code of the switching entity/POI shown on the Part 1A form (Telcordia, LERG ROUTING Guide and CLLI are trademarks of Telcordia Technologies, Inc.)



**ATTACHMENT 3**

