



October 26, 2012

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**VIA HAND DELIVERY**

Ms. Ann Cole, Commission Clerk  
Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

RE: Docket No. 120274-TL, Petition for Expedited Review of Growth Code Denials by the North American Numbers Plan Administration for the Kissimmee Exchange

Dear Ms. Cole:

Enclosed for filing on behalf of Embarq Florida, Inc. d/b/a CenturyLink (CenturyLink) are the original and seven copies of CenturyLink's Petition for expedited Review of NXX-X Code Denial, 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*  
Susan S. Masterton

Enclosure

- COM \_\_\_\_\_
- AFD \_\_\_\_\_
- APA \_\_\_\_\_
- ECO \_\_\_\_\_
- ENG \_\_\_\_\_
- GCL 2
- IDM \_\_\_\_\_
- TEL 5
- CLK \_\_\_\_\_

Susan S. Masterton  
Senior Corporate Counsel  
315 S. Calhoun Street, Suite 500  
Tallahassee, FL 32301

DOCUMENT NUMBER - DATE  
850-599-1560 (voice)  
850-224-0794 (fax)  
susan.masterton@centurylink.com

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CERTIFICATE OF SERVICE  
DOCKET NO. \_\_\_\_\_

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by regular U.S. Mail on this 26<sup>th</sup> day of October, 2012 to the following:

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

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

*ph* *Susan S Masterton*  
Susan S. Masterton

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Expedited Review of Growth  
Code Denials by the North American Numbering  
Plan Administration for the Kissimmee Exchange

Docket No. 120274-TL

Date Filed: October 26, 2012

**PETITION FOR EXPEDITED REVIEW OF NXX-X CODE DENIAL**

Embarq Florida, Inc. d/b/a CenturyLink ("CenturyLink"), 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") denial of CenturyLink's request for additional numbering resources in the Kissimmee Exchange. In support of this petition, CenturyLink states:

**PARTIES**

1. CenturyLink is an incumbent local exchange company ("ILEC") 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.

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## **BACKGROUND AND REQUEST FOR RELIEF**

4. The Kissimmee Exchange consists of two (2) central offices and two (2) switching entities that utilize numbering resources: KSSM (KSSMFLXAPS0) and BNVL (KSSMFLXDRS0)

5. On October 25, 2012, CenturyLink requested additional numbering resources from NeuStar for the Kissimmee exchange. (See Attachment 1 which was filed under Claim of Confidentiality with the Commission Clerk's Office.) Specifically, in order to meet the telephone number needs of one of its customers, CenturyLink requested a thousands block in the Kissimmee (KSSMFLXAPS0) wire center. CenturyLink cannot currently meet this request given the inventory of numbers available at this time in this switch. CenturyLink has requested NeuStar to assign a single number block of 1,000 numbers to meet the request of this customer. Due to the customer's dialing patterns, the customer needs a specific block in the format of 407-NXX-2, 3, 4, 5, 6, or 7.

6. At the time of the code request, the Kissimmee exchange had a Months-to-Exhaust (MTE) of much longer than six (6) months and a utilization of 61%. The Kissimmee switch (KSSMFLXAPS0) has an MTE of much longer than six (6) months and a utilization of 65%. There are no thousands blocks available in this exchange to meet this request.

7. On October 25, 2012, NeuStar denied CenturyLink's request for additional numbering resources because CenturyLink had not met the MTE and utilization criteria, notwithstanding the fact that CenturyLink's Kissimmee switch and the Kissimmee exchange do not have an available block of numbers in the necessary thousands block format to meet the customer's requirements. (See Attachment 1 which was filed under Claim of Confidentiality with the Commission Clerk's Office.)

8. CenturyLink's request for additional numbering resources to meet this requirement in the Kissimmee Exchange would not materially impact exhaustion of available numbers in the 407 area code.

9. 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).

10. 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.

11. CenturyLink's inability to provide the customer with the requested block of numbers prevents CenturyLink from providing the quality of service this customer desires and expects.

12. The 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.

13. CenturyLink requests that the Commission use its delegated authority to reverse NeuStar's decision to withhold numbering resources from CenturyLink and waive the Months-to-Exhaust and Utilization requirements on the following grounds:

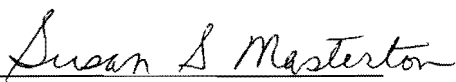
- (a) NeuStar's denial of numbering resources to CenturyLink interferes with CenturyLink's ability to service its customers within the State of Florida.

- (b.) As a result of NeuStar's denial of CenturyLink's request for additional numbering resources, CenturyLink will be unable to provide telecommunications services to its customers.

WHEREFORE, CenturyLink requests:

1. The Commission review the decision of NeuStar to deny CenturyLink's request for additional numbering resources for the Kissimmee exchange, and
2. The Commission directs NeuStar to provide the requested numbering resources for the Kissimmee exchange as discussed above.

Respectfully submitted this 26<sup>th</sup> day of October, 2012.

  
Susan S. Masterton  
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**ATTACHMENT 1**

**FILED UNDER CLAIM OF  
CONFIDENTIALITY  
PURSUANT TO SECTION  
364.183(1), FLORIDA  
STATUTES.**