

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: December 5, 2013
TO: Kelly Cobari, Attorney, Office of the General Counsel
FROM: Sakina Deas, Research Assistant, Office of Telecommunications *S.D.* *PK* *WTS*
RE: Recommendation to Office of the General Counsel - Docket No. 130278-TX – Petition for expedited review of growth code denials by the Number Pooling Administration for the West Palm Beach rate center by Windstream NuVox, Inc.

On October 21, 2013, Windstream NuVox, Inc. filed a request for additional numbering resources from the Number Pooling Administrator (NeuStar) for the West Palm Beach (WPALMBEACH) rate center. Windstream NuVox, Inc. requested a block to meet the request of a specific customer for 1,000 consecutive numbers in the format of NPA-NXX. On October 21, 2013, Windstream NuVox, Inc.'s request for additional numbering resources was denied because it did not meet the utilization criteria.

On November 25, 2013, Windstream NuVox, Inc. filed a petition requesting that the Commission overturn NeuStar's decision. In accordance with Section 2.07C.5.e of the Administrative Procedures Manual (APM), staff has examined the Windstream NuVox, Inc. petition and has determined the following:

- 1) The carrier has demonstrated that it has customers in need of numbering resources;
- 2) The carrier has shown that it will be unable to provide services to these potential customers because of NeuStar's denial of the numbering resources; and
- 3) Customers will not be able to obtain service from the provider of his/her choice because the carrier does not have the numbers available.

Since the three criteria of Section 2.07C.5.e of the APM have been met, please prepare an administrative Proposed Agency Action Order to be issued within seven business days of this memorandum (December 16, 2013), as outlined in the APM expedited code denial process. NeuStar should be directed to provide Windstream NuVox, Inc. the needed numbering resources to meet its customer's needs in the West Palm Beach rate center (WPALMBEACH). Please allow staff assigned to the docket to review the Order before it is issued. If you have any questions, please call Sakina Deas at (850) 413-6504.

cc: Office of Telecommunications (Casey)
Office of General Counsel (Teitzman)
Office of Commission Clerk (Docket No.130278-TX)