



CenturyLink™

315 South Calhoun Street, Suite 500
Tallahassee, FL 32301
Tel: 850-599-1560
Fax: 850-224-0794
susan.masterton@centurylink.com

November 21, 2017

Ms. Carlotta Stauffer, Commission Clerk
Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

RE: Docket No. _____ Petition for Expedited Review of Growth Code Denials by the North American Numbering Plan Administration for the Fort Myers Exchange

Dear Ms. Stauffer:

Enclosed for filing on behalf of Embarq Florida, Inc. d/b/a CenturyLink ("CenturyLink"), are the original and seven (7) copies of CenturyLink's Petition for Expedited Review of NXX 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 filing, please do not hesitate to call me at (850)599-1560.

Sincerely,

sak Susan S. Masterton
Counsel for CenturyLink

Enclosure

- COM _____
- AFD _____
- APA _____
- ECO _____
- ENG _____
- GCL _____
- IDM** 7
- CLK _____

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CERTIFICATE OF SERVICE
DOCKET NO. _____

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by U.S. Mail this 21st day of November, 2017 to the following:

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

Neustar, Inc./NANPA
Heidi Wayman, NPA Relief Planner
21575 Ridgetop Circle
Sterling, VA 20166
Heidi.Wayman@team.neustar

Sub 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 Fort Myers Exchange

Docket No. _____

Date Filed: November 21, 2017

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 requests for additional numbering resources in the Fort Myers 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.

BACKGROUND AND REQUEST FOR RELIEF

4. The Fort Myers Exchange consists of eight (8) central offices and eight (8) switching entities that utilize numbering resources: Alva (ALVAFLXARS1), Cypress Lake (CYLKFLXADS0), Regional Airport (CYLKFLXBRS0), Fort Myers (FTMYFLXDS0), East Fort Myers (FTMYFLXBRS0), South Fort Myers (FTMYFLXCDS2), Cypress Lake – Iona / Punta Rassa (IONAFLXARS0), Cypress Lake – San Carlos Park (SCPKFLXARS0).

5. On November 16, 2017, CenturyLink requested additional numbering resources from NeuStar for the Fort Myers Exchange. See Attachment 1. Specifically, in order to meet the telephone number needs of one of its customers, CenturyLink requires a new NXX (i.e., 10,000 new consecutive DID numbers) in the Fort Myers (FTMYFLXADS0) wire center. Specifically, the customer needs the new NXX to be in the format of 239-XX8-XXXX to work with the existing dialing plan for the numbers they already have working. CenturyLink cannot currently meet this request given the inventory of numbers available at this time in this switch.

6. At the time of the code request, the Fort Myers Exchange had a MTE of much longer than six (6) months and a utilization of 54.15%. There are no blocks of un-assigned numbers large enough to meet the request of this customer in this switch.

7. On November 16, 2017, NeuStar denied CenturyLink's request for additional numbering resources because CenturyLink had not met the MTE or utilization criteria, notwithstanding the fact that CenturyLink's Fort Myers switch does not have available blocks of numbers in sufficient quantity to meet the customer's requirements. See Attachment 1.

8. CenturyLink's request for additional numbering resources to meet this customer's requirement in the Fort Myers Exchange would not materially impact exhaustion of available numbers in the 239 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 customers 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 this customer with the requested blocks of numbers prevents CenturyLink from providing the quality of service this customer desires and expects.

12. This Commission has previously received similar requests from numerous carriers, both ILECs and CLECs in which the carriers have asked that PSC to overrule a decision of NANPA and NeuStar. The Commission has granted these requests.

13. CenturyLink requests that the Commission reverse NeuStar's decision to withhold numbering resources from CenturyLink 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 as required under Florida Law.

WHEREFORE, CenturyLink requests:

1. The Commission review the decision of NeuStar to deny CenturyLink's request for additional numbering resources for the Fort Myers Exchange, and
2. The Commission directs NeuStar to provide the requested numbering resources (new NXX in the format 239-XX8-XXXX) for the Fort Myers Exchange as discussed above.

Respectfully submitted this 21st day of November, 2017.


Susan S. Masterton
Counsel for CenturyLink
315 S. Calhoun St., Ste. 500
Tallahassee, FL 32301
850-599-1560

ATTACHMENT 1

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