

James Meza III  
Attorney

BellSouth Telecommunications, Inc.  
150 South Monroe Street  
Room 400  
Tallahassee, Florida 32301  
(305) 347-5561

October 1, 2001

Mrs. Blanca S. Bay6  
Director, Division of the Commission  
Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Re: **Docket No. \_\_\_\_\_**  
**BellSouth's Petition for Expedited Review of Growth Code**  
**Denials by the North American Numbering Plan**  
**Administration for the Orlando Exchange**

Dear Ms. Bay6:

Enclosed is BellSouth Telecommunications, Inc.'s Petition for Expedited Review of Growth Code Denials by the North American Numbering Plan Administration for the Orlando Exchange, which we ask that you file in the captioned 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,

  
James Meza III

Enclosures

cc: All Parties of Record  
Marshall M. Criser III  
R. Douglas Lackey  
Nancy B. White

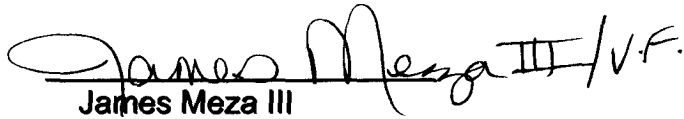
**CERTIFICATE OF SERVICE**  
Docket No. \_\_\_\_\_

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

U.S. Mail this 1st day of October, 2001 to the following:

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

**NANPA**  
**Ron Connor**  
Director  
Suite 400  
1120 Vermont Avenue  
Washington, D.C. 20005

  
**James Meza III**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for Expedited Review of Growth ) Docket No.  
Code Denials by the North American Numbering )  
Administration for the Orlando Exchange ) Filed: October 1, 2001  
\_\_\_\_\_ )

**PETITION FOR EXPEDITED REVIEW OF NXX CODE DENIALS**

NOW COMES BellSouth Telecommunications, Inc. (“BellSouth”), pursuant to 47 C.F.R. § 52.15(g)(iv) and Federal Communications Commission (“FCC”) Order FCC 00-104, who petitions the Florida Public Service Commission (“FPSC” or “Commission”) to review the North American Plan Administrator’s (“NANPA”) denials of BellSouth’s applications for use of additional numbering resources in the Orlando exchange. In support of this petition, BellSouth states:

**PARTIES**

1. BellSouth is a corporation organized and formed under the laws of the State of Georgia and an incumbent local exchange company (“ILEC”) regulated by the Commission and authorized to provide local exchange telecommunications and intraLATA toll telecommunications in the State of Florida.

2. NANPA is an independent non-governmental entity, which is responsible for administering and managing the North American Numbering Plan (“NANP”). See 47 C.F.R. § 52.13(a),(b).

**JURISDICTION**

3. The Commission has jurisdiction of this matter pursuant to 47 C.F.R. § 52.15(g)(iv). This provision provides that a carrier may challenge the

NANPA's decision to deny numbering resources to the appropriate state regulatory commission.

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

4. On March 31, 2000, the FCC issued Order No. 00-104 ("FCC 00-104" or the "Order") in the Numbering Resource Optimization docket (Docket No. 99-200). The goal of FCC 00-104 was to implement uniform standards governing requests for telephone numbering resources in order to increase efficiency in the use of telephone numbers and to avoid further exhaustion of telephone numbers under the NANP.

5. Among other things, FCC 00-104 adopted a revised standard for assessing a carrier's need for numbering resources by requiring rate center based utilization rates to be reported to NANPA. FCC Order at § 105. The FCC further required that, to qualify for access to new numbering resources, applicants must establish that existing numbering inventory within the applicant's rate center will be exhausted within six months of the application. Prior to the ruling, the Central Office Code Assignment Guidelines, used by the industry and NANPA to make code assignments, required the applicant's existing number inventory within the applicant's serving switch to exhaust within a specific months-to-exhaust ("MTE") of the code application in order for a code to be assigned or for the carrier to prove that it was unable to meet a specific customer's request with its current inventory of numbers. The FCC stated its reason for the shift to a "rate center" basis for determining the need for new numbering resources was intended to "more accurately reflect how numbering

resources are assigned” and to allow “carriers to obtain numbering resources in response to specific customer demands.” FCC Order at ¶ 105.

6. As a result of FCC 00-104, the FCC adopted 47 C.F.R. § 52.15

(g)(iii) and (iv) which provides:

All service providers shall maintain no more than a six-month inventory of telephone numbers in each rate center or service area in which it provides telecommunications service.

The NANPA shall withhold numbering resources from any U.S. carrier that fails to comply with the reporting and numbering resources application requirements established in this part. The NANPA shall not issue numbering resources to a carrier without an Operating Company Number (OCN). The NANPA must notify the carrier in writing of its decision to withhold numbering resources within ten (10) days of receiving a request for numbering resources. The carrier may challenge the NANPA’s decision to the appropriate state regulatory commission. The state regulatory commission may affirm or overturn the NANPA’s decision to withhold numbering resources from the carrier based on its determination of compliance with the reporting and numbering resource application requirements herein.

7. Since the beginning of this year, BellSouth has submitted several applications for additional numbering resources to NANPA and NeuStar, the pooling administrator, for assignment of additional numbering resources to meet the demands of its customers in several Florida exchanges, including Jacksonville, Ft. Lauderdale, Orlando and Miami.

8. BellSouth has completed these applications in accordance with Industry Numbering Committee's (INC's) guidelines and filled out the necessary Months-to-Exhaust Certification Worksheets as required.

9. BellSouth has utilized mechanisms such as number pooling to manage its numbering resources in the most efficient manner. However, as the Commission is well aware, in some circumstances, BellSouth has been required to petition the Commission for relief. As for this request for additional numbering resources for the Orlando exchange, BellSouth states the following:

10. The Orlando exchange consists of six (6) central offices and seven (7) switches, Azalea Park (ORLDFLAPDSO), Colonial (ORLDFLCLDSO), Magnolia (ORLDFLMADS1 and ORLDFLMA42E), Pinecastle (ORLDFLPCDSO), Pinehills (ORLDFLPHDSO), and Sand Lake (ORLDFLSADSO).

11. On August 27, 2001, BellSouth made a request for numbering resources for the Colonial switch to allow BellSouth to meet the numbering demands of its customers in this switch. See Attachment 1. Specifically, the request for the Colonial (ORLDFLCLDSO) switch was for general growth numbering resources needed to retain a six (6) month inventory of telephone numbers.

12. At the time of the code request, the entire Orlando exchange had a MTE of 7 and a utilization of 94%, while the MTE for the Colonial (ORLDFLCLDSO) switch was 1.54.

13. On September 13, NANPA denied BellSouth's code request for the Colonial switch in the Orlando exchange. See Attachment 2. The basis for

NANPA's denial was that BellSouth had not met the rate center based MTE criteria for each switch now set forth in the Central Office Code Guidelines Section 4.2.1, notwithstanding the fact that BellSouth does not have the numbering resources needed to satisfy customer demand in this switch.

14. BellSouth's requested numbering resources would not materially impact exhaustion of available numbers in the 407/321 area codes.

15. As discussed above, both the FCC Order and NANPA's Central Office Code Guidelines provide that state regulatory authorities have the power and authority to review NANPA's decision to deny a request for numbering resources. See 47 C.F.R. § 52.15(g)(3)(iv); § 13.0 of the NANPA Central Office Code (NXX) Guidelines.

16. 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, NANPA looks at the number of MTE for the entire rate center without any exceptions. 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.

17. Unfortunately, BellSouth's inability to obtain numbering resources in the above switches, which are necessary to meet its customers numbering demands in multi-switch rate centers, will not be the last time BellSouth

experiences this problem. BellSouth has a total of 101 rate centers in Florida with 30 of these being multi-switch rate centers. Some of the switches within these multi-switch rate centers are already within or near the six MTE. BellSouth, however, believes that it will be unable to meet the six MTE threshold at the rate center level in all of these multi-switch rate centers, causing serious problems with fulfilling its carrier of last resort obligations.

18. BellSouth requests that the Commission's reverse NANPA's decision to withhold numbering resources from BellSouth on the following grounds:

(a) NANPA's denial of numbering resources to BellSouth interferes with BellSouth's ability to serve its customers within the State of Florida.

(b) The MTE at the rate center level requirement is discriminatory against the incumbent LEC, since the ILEC is typically the only local service provider with multiple switches in a rate center. The ILEC deploys multiple switches in a rate center in order to meet customer demand for telephone service. The new FCC rules for obtaining numbering resources both penalizes and discriminates against the ILECs for deploying multiple switches. BellSouth believes that it is patently unfair to require that the ILEC only get six (6) MTE in all the switches it has deployed in a rate center, when the ALECs, which have recently entered the local service market, have to meet the MTE requirement in only the single switch that they have deployed to serve their customers in a single rate center or even multiple rate centers.



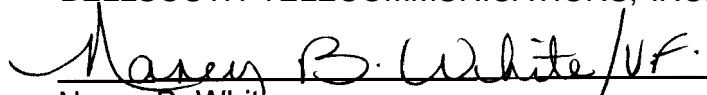
(c) As a result of NANPA's denial of BellSouth's request for additional numbering resources, BellSouth will be unable to provide telecommunications services to its customers as required under Florida law.

WHEREFORE, BellSouth requests:

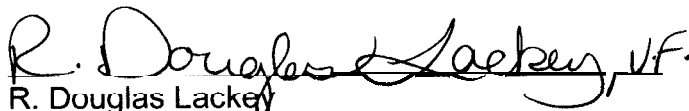
1. The Commission review the decision of the NANPA to deny BellSouth's request for additional numbering resources; and
2. The Commission direct NANPA to provide the requested code for the Orlando exchange discussed above.

Respectfully submitted this 1 st day of October, 2001

BELLSOUTH TELECOMMUNICATIONS, INC.



Nancy B. White  
James Meza III  
150 West Flagler Street  
Suite 1910  
Miami, Florida 33130  
(305) 347-5558



R. Douglas Lackey  
675 West Peachtree Street, Suite 4300  
Atlanta, Georgia  
(404) 335-0747

Central Office Code (NM) Assignment Request - Part 1  
Revised September 11, 2000

Type of Application:  New  Change  Delete

1.0 GENERAL INFORMATION

1.1 Contact Information:

Code Applicant:

Company/Entity Name: BellSouth Telecommunications, Inc

Headquarters Address: Room 22P69 - BSC / 675 West Peachtree Street, N.E.

City, State, Zip: Atlanta, Georgia 30375

Contact Name: Rena Wilkie

Contact Address: (same as above)

City, State, Zip: (same as above)

Phone: 404-927-4917 FAX: 404-524-2918 E-Mail: rena.wilkie@bridge.bellsouth.com

Code Administrator:

Name: Terah Adger

Address: Suite 570 / 1800 Sutter Street

City, State, Zip: Concord, California 94520-2561

Phone: 925-363-8705 FAX: 925-363-8714

1.2 NPA: 407 LATA: 45806 OCN: 9417 Parent Company's OCN(s) 9400

Switching Identification (Switching Entity/POI): ORLDFLCLDSD

Locality/City/Wire Center: ORLANDO Rate Center: ORLANDO

Homing Tandem Operating Co.: BST Tandem Homing CLLI™: ORLDFLCLDIT

1.3 Dates: Date of Application: 8-29-01 Requested Effective Date: ASAP

1.4 Type of company/entity requesting the code:

a). LEC (LEC, IC, CMRS, Other)

b). b) Type of service POTS (e.g., Cellular - Type 2)

c). Code Assignment Preference (Optional)

d). Codes that are undesirable, if any 666, 800, 900

e). Type of change:

1.5 Type of Request (Initial, growth, etc.): growth

if an initial code, attach (1) evidence of certification and (2) proof of ability to place code in service within 60 days. If a growth code, attach months to exhaust worksheet.

Pod Indicator (YES)<sup>10</sup>

1.6 NPA Jeopardy Criteria Apply: Yes  No

1.7 Code request for new service (Explain):

1.8 Part 2 is attached \_\_\_\_\_ Part 2 is not attached XXX for ROBS & BRIDS<sup>11 12</sup>

I hereby certify that the above information requesting an NXX code is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Central Office Code (NXX) Assignment Guidelines posted to the ATIS Web Site (<http://www.atis.org/atis/cic/inc/incdocs.htm>) as of the date of this application<sup>13</sup>:

Rena Wilkie BellSouth NXX Code Administrator 8-29-01  
Signature of Code Applicant Title Date

CO CODE ASSIGNMENT  
MONTHS TO EXHAUST CERTIFICATION WORKSHEET - TN Level1  
(Worksheet to be used for Requests for Additional Codes for Growth)

Date: 8/29/01 Company Name: BellSouth  
Rate Center: ORLANDO  
NPA(s)-NXXs included in growth calculation: See Attached

Signature of Authorized Representative of Code Applicant: Rena Wilkie  
Title: Code Administrator Telephone No.: 404 927-4917 FAX No.: 404 524-2918

A. Telephone Numbers (TNs) Available for Assignment (See Glossary): 55,221

	Month #1	Month #2	Month #3	Month #4	Month #5	Month #6	Month #7	Month #8	Month #9	Month #10	Month #11	Month #12
B. Previous 6-month growth history	<u>4418</u>	<u>5343</u>	<u>7415</u>	<u>17045</u>	<u>1588</u>	<u>1304</u>						
C. Forecast - Next months 1-125	<u>6186</u>	<u>6186</u>	<u>6186</u>	<u>6186</u>	<u>6186</u>	<u>6186</u>	<u>6186</u>	<u>6186</u>	<u>6186</u>	<u>6186</u>	<u>6186</u>	<u>6186</u>

D. Average Monthly Forecast (Sum of months 1-6 Part C above divided by 6): \_\_\_\_\_

E. Months to Exhaust<sup>6</sup> =  $\frac{\text{Telephone Numbers (TNs) Available for Assignment (A)}}{\text{Average Monthly Forecast (D)}}$  = 7

F. Utilization Level<sup>7</sup> =  $\frac{\text{Telephone Numbers (TNs) Assigned}}{\text{Total Numbering Resources in Applicant's Inventory}} \times 100$  = 94 %

growth code for ORLDFLCLDSO

planation:

- 1 A copy of this worksheet is required to be submitted to the Code Administrator; for audit purposes, it must be in the applicant's files.
- 2 Report on all resources for the requested geographic area, including newly acquired codes.
- 3 Definitions of terms may be found in the Glossary section of the Central Office Code (NXX) Assignment Guidelines.
- 4 Not 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.
- 5 Forecast of TNs needed in each following month, starting with the most recent month as Month #1. In a jeopardy situation, only 6 months growth projection is required.
- 6 To be assigned an additional CO Code (NXX) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g) (3) (iii)).
- 7 Newly acquired numbers (see glossary) may be excluded from the utilization calculation (FCC 00-104, § 52.15 (g) (3) (ii)).

P 3  
770 945-7231  
BELLSOUTH  
SEP 17 2001 4:49PM

Central Office Code (NXX) Assignment Request - Part 3

Effective May 18, 1998

Code Request Tracking Number: 407-125766

Administrator's Response/Confirmation

Date of Application: August 27, 2001 Date of Receipt: August 29, 2001  
Date of Response: September 13, 2001 Effective Date: \_\_\_\_\_  
Company/Entity Name: BELL SOUTH TELECOMM, INC DBA SOUTHERN BELL TEL & TEL

Code Administrator Contact Information:

Terah Adger Phone: 9253638705  
Signature of Code Administrator  
Terah Adger Fax: 9253638714  
Name (print)

NPA: 407 Code Assigned: \_\_\_\_\_ Date of NXX Code Assignment: \_\_\_\_\_

- a. Switch Identification (Switching Entity/POI): ORLDELCLDS0 Rate Center: ORLANDO
- b. The Code Administrator is \_\_\_\_\_, is not  responsible for inputting Part 2 information into RDBS and BRIDS.
- c. Routing and Rating information complete: Yes \_\_\_\_\_ No   
Additional RDBS and BRIDS information necessary as follows:  
No

d. To be published in the LERG and TMP by \_\_\_\_\_  
Additional RDBS and BRIDS information needs to be received by the code administrator no later than \_\_\_\_\_

Code Reserved: \_\_\_\_\_ Date of Reservation: \_\_\_\_\_

Your code will be honored until \_\_\_\_\_  
Switch Identification (Switching Entity / POI): \_\_\_\_\_

Form incomplete  
Additional information required in the following section(s):

Months to exhaust exceeds 6.0 months

Form complete, code request denied

Explanation: \_\_\_\_\_  
Assignment activity suspended by the administrator  
Explanation: \_\_\_\_\_  
Further Action: \_\_\_\_\_

NPA in jeopardy: Yes \_\_\_\_\_ No   
If yes, refer to Section 7 of the assignment guidelines.

Change/Disconnect List: \_\_\_\_\_

Remarks:

OCN 9417. According to the Central Office Code Assignment Guidelines, Section 4.2.1, code holders requesting growth codes must demonstrate that existing codes within the rate center will exhaust within 6.0 months if you are in disagreement with the disposition of this code request, please refer to the Central Office Code (NXX) Assignment Guidelines for the appeals process.

End of Document