James Meza III Attorney

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

September 12, 2002

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

Re:

Docket No. 020977-TL

Petition for Expedited Review of Growth Code Denials By the Number Pooling Administrator for the Deerfield Beach Exchange (Main)

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Petition for Expedited Review of NXX-X Code Denial, which we ask that you file in the caption docket.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return a copy to me. Copies have been served to the parties shown on the attached certificate of service.

Sincerely,

James Meza II

Enclosures

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

09722 SEP 128

CERTIFICATE OF SERVICE

Petition for Expedited Review of Growth Code Denials by the Number Pooling Administrator for the Deerfield Beach exchange (Main)

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

U.S. Mail this 12th day of September, 2002 to the following:

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

NANPA Thomas Foley NPA Relief Planner 820 Riverbend Blvd. Longwood, Florida 32779-2327

James Meza III

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Expedited Review of Growth)	Docket No.
Code Denials by the Number Pooling Administ	rator)	
for the Deerfield Beach exchange (Main))	Filed: September 12, 2002
)	

PETITION FOR EXPEDITED REVIEW OF NXX-X CODE DENIAL

BellSouth Telecommunications, Inc. ("BellSouth"), 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-01-1873-PCO-TL, petitions the Commission to review the Pooling Administrator's ("NeuStar") denial of BellSouth's request for additional numbering resources in the Deerfield Beach 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. 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 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.

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 North American Numbering Plan Administrator ("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 that 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. On December 29, 2000, the FCC also released FCC 00-429, which reaffirmed FCC 00-104 and also required carriers to also meet a 60 percent initial utilization threshold. FCC 00-429 at ¶ 26. Based on these two FCC orders, carriers are required to meet a six MTE criteria as well as a utilization threshold on a rate center/exchange basis in order to be granted additional numbering resources. Id. at ¶ 29.
- 7. In FCC 00-104, the FCC directed the industry and the Pooling Administrator to comply with the INC Pooling Guidelines. FCC 11-104 ¶183. 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 60 percent for the specific rate center. See INC Guidelines Section 4.3(d) and Appendix 3. These requirements are known as the six (6) months-to-exhaust ("MTE") and utilization threshold.
- 8. Since the beginning of this year, BellSouth has submitted several requests for additional numbering resources to North American Numbering Plan Administrator ("NANPA") and NeuStar for assignment of additional numbering resources to meet the demands of its customers in several Florida exchanges, including Daytona Beach, DeLand, Deerfield Beach, Ft. Lauderdale, Jacksonville, Miami, North Dade, Orlando, and West Palm Beach.
- 9. BellSouth has completed these applications in accordance with INC guidelines and filled out the necessary Months-to-Exhaust and Utilization Certification Worksheets as required.
- 10. 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.

- 11. On May 25, 2001, BellSouth petitioned the Commission to develop an expedited process to review NANPA's denial of a request for additional numbering resources to minimize the delay carrier's experience in attempting to challenge a denial by NANPA. As a result of the BellSouth's Petition and the Commission's efforts to make numbering resources available to carriers, the Commission issued Order No. PSC-01-1873-PCO-TL setting forth an expedited code denial process for non-pooling areas. On March 15, 2002, the Commission issued Order No. PSC-02-0352-PAA-TL adopting the same expedited code denial process for pooling areas.
- 12. The Deerfield Beach exchange consists of one central office and one switching entity that utilizes numbering resources: Deerfield Beach Main (DRBHFLMADS0).
- 13. On August 27, 2002, BellSouth requested additional numbering resources from NeuStar for the Deerfield Beach switch. See Attachment 1. Specifically, BellSouth requested three 1,000 consecutive number blocks in order to meet a specific customer's request for 800 telephone numbers in the ranges of 2700-2999, 3500-3699, 4400-4499, and 4800-4999, which are the only ranges that will meet the customer's dialing patterns. ¹
- 14. At the time of the code request, the Deerfield Beach exchange had a MTE of 6.02 and a utilization of 85.92%.

¹ BellSouth was granted one of the three blocks requested since the MTE was below 6 months. However, after the first block was calculated in BellSouth's inventory, the MTE for the exchange was greater than 6 months. Therefore, BellSouth suspended the first block until its appeal of the other two blocks is decided by the Commission.

- 15. On August 27, 2002, NeuStar denied BellSouth's request for additional numbering resources because BellSouth had not met the rate center based MTE criteria, notwithstanding the fact that BellSouth is unable to provide the numbering resources requested by the specific customer. See Attachment 2. Attached to this Petition is the customer contact information. See Attachment 3.
- 16. 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).
- 17. 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, NeuStar nor NANPA looks at the number of MTE and utilization for the entire rate center without exception. 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.
- 18. BellSouth requests that the Commission's reverse NeuStar's decision to withhold numbering resources from BellSouth on the following grounds:
- (a) NeuStar'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 NeuStar'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 NeuStar to deny BellSouth's request for additional numbering resources for the Deerfield Beach exchange; and
- 2. The Commission direct NeuStar to provide the requested numbering resources for the Deerfield Beach exchange as discussed above.

Respectfully submitted this 12th day of September, 2002.

BELLSOUTH TELECOMMUNICATIONS, INC.

Nancy B. White

James Meza III

150 South Monroe Street

Suite 1910

Tallahassee, Florida 32301

(305) 347-5558

R. Douglas Lackey

675 West Peachtree Street, Suite 4300

Atlanta, Georgia (404) 335-0747

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Pooling Administration System Part 1A Type of Application: New Tracking Number: 954-DEERFLDBCH-FL-100365 1.1 Contact Information: Note If any of the contact info is incorrect, edit your user profile Block Applicant: Company Name Headquarters Address 675 West Peachtree St. NE City Atlanta State GA Zip 30375 Contact Name Contact Address State ¶ Telephone ! @bellsouth.com Pooling Administrator: Contact Name Kevin Gatchell Contact Address 1800 Sutter St. Ste. 780 State CA City Concord Zio 94520 Fax 9253637692 Telephone 9253638742 E-mail kevin.gatchell@neustar.biz 1.2 General Information LRN Needed NO **NPA 954** LATA 460 OCN 9417 - BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL **AOCN 9400** Parent Company OCN 9417 Number of Thousands-Blocks Requested 3 Switch Identification (Switching DRBHFLMADS0 City or Wire Center Name Identity/POI) Rate Center DEERFIELD BEACH Rate Center Sub Zone 1.3 Dates Date of Application 08/27/2002 Requested Block Effective Date 09/22/2002 Request Expedited Treatment N .https://www.nationalpooling.com/pas/control/viewblockrqstforms?winTyp=main&siteTyp= 8/27/2002

1.4 Type of Service Provider Requesting the Thousands-Block a Type of Service Provider Incumbent Local Exchange Carrier (ILEC) o: Primary type of service Blacks to be used for Wireline c) Thousands-Block(s) (NPA-NXX-X). assignment preference d) Thousands-Block(s) (NPA-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 Growth block for rate center Yes Change block Disconnect block 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) Polling Administration Guidelines INC 99-0127-023

Pooling Administration System Sign Cur Months to Exhaust and Utilization Certification Worksheet - TN Level Block Applicant Name of Block Applicant Telephone Number Fax Number @bellsouth com Date 08/27/2002 OCN 9417 Rate Center DEERFIELD BEACH List all Codes NPA(s)-NXXs and Blocks NPA(s)-NXX-X (954)360-363 1,3-5-418, 419, 420, 421, 422, 425, 426, 427, 428, 429, 480, 481, 570, 571, 574-596, 671-2, 698-725 A Available Numbers B Assigned Numbers C Total Numbering Resources D Quantity of numbers activated in the past 90 days and excluded from the Utilization calculation List excluded Code(s) or Block(s) E Growth History - Previous 6 months Month 1 Month 2 Month 3 11 Month 4 Month 5 Month 6 12 F Forecast - Next 12 months Month 1 Month 2 Month 3 Month 4 Month 5 Month 6 Month 7 Month 8 Month 9 Month 10 Month 11 Month 12 G Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6) H Months to Exhaust (Numbers Available for Assignment to customers (A) / Average Monthly Forecast (G)) **Block Requested** A. Available Numbers H. Months to Exhaust 5.206 6.019 https://www.nationalpooling.com/pas/control/viewmte?winTyp=main&hmkey=0&siteTyp= 8/27/2002

3 8487 5 301

Utilization⁵ Assigned Numbers (B): (Total Numbering Resources (C):- Expluded Numbers (C): * 100

85 922

Explanation

Need ranges 2700-2999, 3500-3699, 4400- 9, and 4800-4999 for customer dialing plan



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8 on 0.5

Thousands-Block Application Form Part 1B

Tracking Number 954-DEERFLDBCH-FL-100365

Activation Request

For Information Only N

Section A:

if request is for Activation, the thousand-block applicant is to provide all data except Block Range, Block Effective Date and LERG Assignee/ donating switch information; the PA will fill in those three fields. For a Modification request, the requestor is to provide all information.)

Pooling Administrator.

Contact Name Keyin Gatchell

Contact Address 1800 Sutter St. Ste. 780

City Concord

Zp 94520

Telephone 9253638742

E-mail kevin.gatchell@neustar.biz

State CA

Fax 9253637692

Block Applicant.



State 🥌

Fax

Service Provider NPAC SOA SPID 9417

LRN 9544210000

Block (1K) Range

Block Effective Date 09/22/2002

is Block being allocated back to LERG Assignee on donating No switch?

. 5----

NPAC Activate Block Range Yes

Pooling Admin Remarks

7

to provide for their dialing plan.

Section B:

Class DPC 252046150

Class SSN 000

LIDB DPC 252202253

UDB SSN 000

CNAM DPC 252202232

5

TNAM 38N 000

IS - V DPC 252846150

SVM SSN 000

WSMSC DPC

WSMSC SSN

SCA Origination

Section C:

(NPAC is to Activate/Modify the Block (1K), a indicated on this form. When the Block (1K) Activation/Modification is complete and the data in this section inserted. NPAC sends a copy of completed form to the Pooling Administrator and Block Holder ;

Block (1K) Request Complete No

Complete Date (MMDDYYYY)

Complete Time (HHMM)

NPAC Personnel performing change

Block Holder sent Completed Form No.

Mailed Date (MMDDYYYY)

Mailed Time (HHMM)

Contact Name

Pooling Administrator sent completed Form No

Mailed Date (MMDDYYYY)

Mailed Time (HHMM)

Contact Name

NPAC Remarks





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3 70 7

Thousands-Block Application Form Part 1B

Tracking Number 954-DEERFLDBCH-FL-100365

Activation Request

For Information Only N

Section A:

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Pooling Administrator:

Contact Name Kevin Gatchell

Contact Address 1800 Sutter St. Ste. 780

City Concord

Zip 94520

Telephone 9253638742

E-mail kevin.gatchell@neustar.biz

State CA

Fax 9253637692

Block Applicant:



State 🌉

Fax

Service Provider NPAC SOA SPID 9417

LRN 9544210000

Block (1K) Range

Block Effective Date 09/22/2002

Is Block being allocated back to LERG Assignee on donating switch?

NPAC Activate Block Range Yes

Pooling Admin Remarks

7

dialing plan requires specific ranges.

Section B:

Class DPC 252046150

Class SSN 000

LIDB DPC 252202253

LIDB SSN 000

CNAM DPC 252202232

214AM 55% CC0

SVM DPC 252046150

ISVMISSN 000

WSMSC DPC

WSMSC SSN

SOA Origination

Section C:

NPAC is to Activate/Modify the Block (1K), as indicated on this form. When the Block (1K) Activation/Modification is complete and the data in this section inserted, NPAC sends a copy of the completed form to the Pooling Administrator and Block Holder.)

Block (1K) Request Complete No.

Complete Date (MMDDYYYY)

Complete Time (HHMM)

NPAC Personnel performing change

Block Holder sent Completed Form No

Mailed Date (MMDDYYYY)

Mailed Time (HHMM)

Contact Name

Pooling Administrator sent completed Form No

Mailed Date (MMDDYYYY)

Mailed Time (HHMM)

Contact Name

NPAC Remarks



SP.

5/gn 01:

Thousands-Block Application Form Part 1B

Tracking Number 954-DEERFLDBCH-FL-100365

Activation Request

For Information Only N

Section A:

(If request is for Activation, the thousand-block applicant is to provide all data except Block Range, Block Effective Date and LERG Assigned donating switch information, the PA will fill in those three fields. For a Modification request, the requestor is to provide all information.)

Pooling Administrator:

Contact Name Kevin Gatchell

Contact Address 1800 Sutter St. Ste. 780

City Concord

Zip 94520

Telephone 9253638742

Fax 9253637692

State CA

E-mail kevin.gatchell@neustar.biz

Block Applicant:



Service Provider NPAC SOA SPID 9417

LRN 9544210000

Block (1K) Range

Block Effective Date 09/22/2002

Is Block being allocated back to LERG Assignee on donating No switch?

NPAC Activate Block Range Yes

Pooling Admin Remarks

JM Families requires specific ranges for their dialing plan.

Section B:

Class DPC 252046150

Class SSN 000

LIDE DPC 252202253

LIDB SSN 000

CNAM DPC 252202232

01.4M SSN 000

SIM DPC 252046150

ISVM SSN 000

WSMSC DEC

NSMSC SSN

SCA Origination

Section C:

NPAC is to Activate/Modify the Block (1K), as indicated on this form. When the Block (1K) Activation/Modification is a mplete and the data in this section inserted, NPAC sends a copy of the completed form to the Pooling Administrator and Block Holder.

Block (1K) Request Complete No

Complete Date (MMDDYYYY)

Complete Time (HHMM)

NPAC Personnel performing change

Block Holder sent Completed Form No

Mailed Date (MMDDYYYY)

Mailed Time (HHMM)

Contact Name

"Pooling Administrator sent completed Form No

Mailed Date (MMDDYYYY)

Mailed Time (HHMM)

Contact Name

NPAC Remarks



4 (SP)

Sign Out

Pooling Administrator's Response/Confirmation

Tracking Number 954-DEERFLDBCH-FL-100365

Date of Application 08/27/2002

Date of Receipt 08/27/2002

Block Effective Date

Date of Response 08/27/2002

-THORMSHIP - TOP OF THE

Service Provider Name BELLSOUTH TELECOMMUNICATIONS

(TelcordiaTM LERGTM Routing Guide) 9417-BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL

NPAC SOA SPID 9417

Pooling Administrator Contact Information:

Name Kevin Gatchell
Phone 9253638742

E-Mail kevin.gatcheil@neustar.biz

Fax 9253637692

Response

NPA-NXX-X 0-0-0

Block Assigned Block Disconnected

Block Contaminated (Yes or No)
Block Allocation Date

Switch Identification (Switching Entity / POI) DRBHFLMADS0

Rate Center DEERFIELD BEACH

Rate Center Sub Zone

_X Form Complete, block requested denied

Explanation:

Block Request Denied: MTE Too High. See Commission for State Waiver

Assignment activity suspended by the administrator

Explanation

Further Action

(SP)

Sign Out

Pooling Administrator's Response/Confirmation

Tracking Number 954-DEERFLDBCH-FL-100365

Date of Application 08/27/2002

Date of Receipt 08/27/2002

Block Effective Date

Date of Response 08/27/2002

Service Provider Name BELLSOUTH TELECOMMUNICATIONS

(Telcordia[™] LERG[™] Routing Guide) 9417-BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL

NPAC SOA SPID 9417

Pooling Administrator Contact Information:

Name Kevin Gatchell Phone 9253638742

E-Mail kevin.gatchell@neustar.biz

Fax 9253637692

Response

NPA-NXX-X 0-0-0

Block Assigned Block Disconnected

Block Contaminated (Yes or No)

Block Allocation Date

Switch Identification (Switching Entity / POI) DRBHFLMADS0

Rate Center DEERFIELD BEACH

Rate Center Sub Zone

X Form Complete, block requested denied

Explanation

Block Request Denied' MTE Too High. See Commission for State Waiver

___ Assignment activity suspended by the administrator

Explanation:

Further Action

Back Print

(SP)

Sign Out

Pooling Administrator's Response/Confirmation Part 3

Tracking Number 954-DEERFLDBCH-FL-100365

Date of Application 08/27/2002

Date of Receipt 08/27/2002

Block Effective Date

Date of Response 08/27/2002

Service Provider Name BELLSOUTH TELECOMMUNICATIONS

(TelcordiaTM LERGTM Routing Guide) 9417-BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL

00/1

NPAC SOA SPID 9417

Pooling Administrator Contact Information:

Name Kevin Gatchell Phone 9253638742

E-Mail kevin.gatchell@neustar.biz

Fax 9253637692

Response

NPA-NXX-X 0-0-0

Block Assigned Block Disconnected

Block Contaminated (Yes or No)

Block Allocation Date

Switch Identification (Switching Entity / DRBHFLMADS0 POI)

Rate Center DEERFIELD BEACH

Rate Center Sub Zone

Form Complete, block requested denied

Explanation

X Assignment activity suspended by the administrator

Explanation

Block Request Suspended until State Waiver is received for other 2 Blocks from this Dearfield Beach Request.

Further Action

Back F

ATTACHMENT 3

386 NPA DELAND MTE SUMMARY REPORT \(\rho \) \(\rho \)

					JULY 2	002	b			
NPA 954/754 TMRC	CLLI	SW TYPE	wc		K-BLK		GRTH	MTE		
Deerfield Beach	DRBHFLMADS0	5ESS	FDF	421	195				 	 1
TOTAL	TOTAL				195					 o
Customer Contact in	formation		<u> </u>							
						<u> </u>				 į
										 5
	-									