



CenturyLink™

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FPSC - COMMISSION CLERK

October 13, 2014

VIA HAND DELIVERY

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

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COMMISSION
CLERK

Re: Docket No. _____ Petition for Expedited Review of Growth Code Denials by the
North American Numbering Plan Administration for the Bonita Springs Exchange

Dear Ms. Stauffer:

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 filing, please do not hesitate to call me at (850) 599-1560.

Sincerely,

ps Susan S. Masterton

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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 13th day of October, 2014 to the following:

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

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

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 Bonita Springs Exchange

Docket No. _____

Date Filed: October 13, 2014

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 Bonita Springs 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 Bonita Springs Exchange consists of one (1) central office and one (1) switching entity that utilizes numbering resources.
5. On October 10, 2014 CenturyLink requested additional numbering resources from NeuStar for the Bonita Springs exchange. See Attachment 1. Specifically, in order to meet the telephone number needs of one of its customers, CenturyLink requires 2,000 new consecutive DID numbers in the Bonita Springs (BNSPFLXADS1) wire center. CenturyLink cannot currently meet this request given the inventory of numbers available at this time in this switch. Additionally, because of other outstanding requests for numbers in this pool by other providers, CenturyLink is requesting a new NXX (10,000 numbers). CenturyLink will assign the 2,000 consecutive numbers for this customer and release the remaining 8,000 numbers back to the pooling administrator. The customer does not have a preference for the code but cannot use thousands blocks that begin with 0,1,8 or 9 due to internal dialing issues.
6. At the time of the code request, the Bonita Springs exchange had a MTE of much longer than six (6) months and a utilization of 64.17%. There are no blocks of un-assigned numbers large enough to meet the request of this customer in this switch.
7. On October 10, 2014, 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 Bonita Springs 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 Bonita Springs 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 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 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 the 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 Bonita Springs exchange, and
2. The Commission directs NeuStar to provide the requested numbering resources for the Bonita Springs exchange as discussed above.

Respectfully submitted this 13th day of October 2014.


Susan S. Masterton
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850-599-1560

ATTACHMENT 1

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