

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of the Application of Windstream	)	
Missouri, Inc. for Review and Reversal of the	)	<b><u>File No. IO-2012-0125</u></b>
Decision of Neustar, Inc. as the Pooling	)	
Administrator to Withhold Numbering Resources	)	

**STAFF RECOMMENDATION**

**COMES NOW** the Staff of the Missouri Public Service Commission (“Staff”), through the undersigned counsel, and makes its Status Report concerning this matter:

1. On October 21, 2011, Windstream Missouri, Inc., filed an Application and Motion for Expedited Treatment under 47 CFR 52.15(g)(3)(iv) requesting that the Missouri Public Service Commission review and reverse a decision of the North American Numbering Plan Administrator (NANPA), to withhold certain numbering resources from Windstream, consisting of three LRNs and three NXXs, one of each in the Bolivar, Doniphan and Myrtle rate centers, and two one-thousand blocks of numbers for the Morrisville and Oxly rate centers.

2. The Pooling Administrator denied the Company’s request because it did not meet the months to exhaust and utilization criteria required by FCC guidelines. The Commission may overturn the Pooling Administrator’s decision to withhold numbering resources from the Company if the Commission determines that the Company has demonstrated a verifiable need for numbering resources and has exhausted all other available remedies. 47 C.F.R. 52.15 (g)(4)

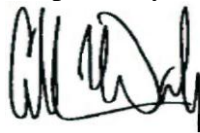
3. In the attached Memorandum, labeled Appendix A, the Staff agrees that Windstream has met this standard. The Staff explains that the Company needs the additional numbering resources in order to meet the requirements of the Broadband Stimulus project.

**WHEREFORE**, the Staff recommends that the Commission issue an order that:

- (1) Determines Windstream Missouri, Inc. has demonstrated a verifiable need for numbering resources and has exhausted all other available remedies; and
- (2) Overturns the decision of the Pooling Administrator and grants Windstream's request for additional numbering resources, and
- (3) Contains the following language:

Windstream's request for three LRNs and three NXXs, in the Bolivar, Doniphan and Myrtle, Missouri rate center and a one thousand block of numbers for the Oxly rate center are granted. The Commission further determines that if a new code is required to be opened for this occasion, Windstream shall utilize one block of one thousand numbers from each code and return the remaining nine blocks to the Pooling Administrator.

Respectfully submitted,



Colleen M. Dale  
Senior Counsel  
Missouri Bar No. 31624  
Attorney for the Staff of the  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102  
(573) 751-4255 (Telephone)  
[cully.dale@psc.mo.gov](mailto:cully.dale@psc.mo.gov)

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 18<sup>th</sup> day of November, 2011.



# MEMORANDUM

**To:** Missouri Public Service Commission Official Case File  
Case No. IO-2012-0125

**From:** Kari Salsman  
William Voight  
Telecommunications Department

**Subject:** Staff's Recommendation to Approve Windstream Missouri's Request for Additional Numbering Resources to accommodate the deployment of a Broadband Stimulus Project.

**Date:** November 18<sup>th</sup>, 2011

On October 21st, Windstream Missouri (Windstream) filed a request for the Missouri Public Service Commission (Commission) to reverse a decision by the North American Numbering Plan Administrator (NANPA) to withhold and deny Windstream's request for additional telephone numbering resources in the Bolivar, Doniphan, Myrtle, Morrisville and Oxly, Missouri telephone rate centers (Application). According to Windstream, additional numbering resources are necessary to support the deployment of the Broadband Stimulus project. Windstream is installing new Class 5 type packet switches, each with their own point code trunking/circuits, in the Bolivar, Doniphan and Myrtle, Missouri rate centers. Windstream's Morrisville and Oxly rate centers are also included in this Broadband Stimulus project, as they are remotes served under the Bolivar and Doniphan switches. Windstream must establish a unique LRN to identify each recipient switch or POI and must establish one LRN per LATA from an assigned NXX for each recipient switch in the number portability capable network. Thus, Windstream must obtain separate LRN's for each of these three new packet switches. Only an NXX code holder can obtain an LRN which necessitates Windstream's request for three separate NXX codes, one each for the Bolivar, Doniphan and Myrtle rate centers. Windstream will retain only single thousand-number-blocks from each of these new NXX codes. Additional single thousand-number blocks were requested each for Morrisville (a remote under Bolivar switch) and Oxly (a remote under the Doniphan switch), which are areas also included in this Broadband Stimulus upgrade.

According to its Application, Windstream states that it does not have any NXX codes that could be moved for the purpose of establishing an LRN, nor does it have clean one thousand number blocks that could be intra-service provider ported to the new switches. Windstream requests the Commission to override the NANPA's denial of Windstream's request for the additional telephone numbers, which denial was based on Windstream's inability to meet the guidelines pertaining to current telephone number utilization. In other words, Windstream may very well have the available telephone numbers; however, said numbers do not satisfy the needs for the Broadband Stimulus project.

In support of its Application, Windstream provided copies of its request to the NANPA and subsequent denial by the NANPA. Additionally, Windstream provided Staff highly confidential

copies of its telephone number utilization for the Bolivar, Doniphan, Myrtle, Morrisville and Oxly rate center. The Staff has examined Windstream's request and supporting documentation.

After discussions with Staff, Windstream performed additional investigation regarding the feasibility of avoiding the need for requesting the additional one thousand number block for the Morrisville rate center through potential use of an existing, low-utilization thousand number block already assigned to Windstream. November 4<sup>th</sup>, 2011 Windstream amended its application to remove the portion of the safety valve request regarding the one thousand number block for the Morrisville rate center and to correct and further explain circumstances relating to the portion of Windstream's request relating to the Myrtle rate center. On November 10<sup>th</sup>, 2011 Windstream made a second amendment to the application to correct and clarify the description of how the Myrtle rate center relates to Windstream's request for additional numbering resources. The correct description of the situation is that all Myrtle rate center customers will continue to be served via the Branson tandem, with Myrtle rate center Broadband Stimulus customer traffic connecting to the Doniphan end-office to obtain soft switch functions and then traversing to the Branson tandem back thru Myrtle rate center. Legacy Myrtle rate center customers will continue to connect to the Branson tandem directly.

The Staff has examined Windstream's request and in the Staff's opinion, Windstream has demonstrated a verifiable need for the additional telephone numbers. The Staff recommends the Commission approve Windstream's request and order a reversal of the NANPA decision to deny the additional numbers for the Broadband Stimulus project.

Specifically, the Staff recommends the Commission's order include a statement substantially as follows:

Windstream's request for three LRNs and three NXXs, in the Bolivar, Doniphan and Myrtle, Missouri rate center and a one thousand block of numbers for the Oxly rate center are granted. The Commission further determines that if a new code is required to be opened for this occasion, Windstream shall utilize one block of one thousand numbers from each code and return the remaining nine blocks to the Pooling Administrator.

Under penalty of perjury, I affirm that the above statement is true and correct.



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KARI SALSMAN