

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

In the Matter of the application of Charter)
Fiberlink-Missouri, LLC to Overturn the)
North American Numbering Plan)
Administrator's Decision to Withhold)
Numbering Resources Related to the)
Festus-Crystal City Exchange)

Case No. LO-2006-0471

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission and for its recommendation states:

1. On September 1, 2006, Charter Fiberlink-Missouri (Charter) filed an application requesting that the Commission review and reverse a decision of the North American Numbering Plan Administrator (NANPA), NeuStar, Inc., to withhold certain numbering resources from Charter in the form of a new block of 10,000 numbers to meet the needs of customers in the Festus-Crystal City rate center.

2. This Commission may overturn the NANPA's decision to withhold numbering resources from Charter if the Commission determines that Charter 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, the Staff agrees that Charter has demonstrated a verifiable need for numbering resources and has exhausted all other available remedies. Without an Order from the Commission, Charter will be unable to offer the Metropolitan Calling Area (MCA) Plan in the Festus-Crystal City rate center. Therefore, the Staff recommends approval of Charter's application.

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

- (1) determines that Charter has demonstrated a verifiable need for numbering resources and has exhausted all other available remedies;
- (2) reverses the decisions of the NANPA and grants Charter's request to open a code of ten thousand telephone numbers for the MCA in the Festus-Crystal City rate center; and
- (3) directs Charter to return 9 blocks of 1,000 telephone numbers back to NANPA.

Respectfully submitted,

/s/ William K. Haas

William K. Haas
Deputy General Counsel
Missouri Bar No. 28701

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Missouri Public Service Commission
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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 and to Kimberly Miller, NeuStar Legal Department, 2000 M Street NW, Suite 600, Washington, DC 20036, this 29th day of September 2006.

/s/ William K. Haas

MEMORANDUM

To: Missouri Public Service Commission Official Case File
Case No. LO-2006-0471

Charter Fiberlink-Missouri, LLC

From: Sara Buyak
Telecommunications Department

William Voight 9-28-06
Utility Operations Division/Date

/s/ William Haas 9-28-06
General Counsel's Office/Date

Subject: Staff Recommendation to Approve Charter's Request to Override a Decision by the North American Numbering Plan Administrator (NANPA)

Date: September 26, 2006

SUMMARY: Charter Fiberlink-Missouri LLC (Charter) has requested that the Commission reverse a decision by NANPA, which denied Charter's request for a code (10,000) of telephone numbers in the Festus-Crystal City rate center for the MCA. This memorandum recommends approval of Charter's request.

BACKGROUND: On June 13, 2006, Charter filed with the Missouri Public Service Commission (Commission) a request for a code of telephone numbers, to be assigned to the Festus-Crystal City rate center for the MCA. Charter states that it was denied the request by NANPA because there are enough Non-MCA resources available in the current inventory. Charter requests the Commission review and reverse the decision of NANPA.

Charter states that it submitted the necessary worksheets to NANPA, and offers copies of those documents to its application in this Case. Charter was denied the additional telephone numbers because NANPA does not recognize Missouri's Metropolitan Calling Area Plan (MCA) requiring two codes. According to a company spokesperson, there are telephone numbers available in the Festus-Crystal City rate center for the Non-Metropolitan Calling Area plan (Non-MCA); however, there are no available MCA numbers. Charter states that the MCA plan requires use of segregated NXX codes which requires a minimum of two codes per telephone exchange - one code for MCA telephone numbers, and an additional code for non-MCA telephone numbers. Therefore, Charter seeks to open a code to replenish the pool with 9,000 telephone numbers and keep a block of one thousand telephone numbers to service the future needs of customers requiring MCA numbers.

RECOMMENDATION: Charter was denied telephone numbers because there are enough resources in the current inventory to fulfill the company's need for Non-MCA numbers. However, Missouri's MCA requires separate codes to serve both MCA and non-MCA customers, and Charter does not have sufficient MCA numbers available to service the future needs of customers in the Festus-Crystal City rate center. For this reason, Charter has demonstrated a verifiable need to open a code of ten thousand additional numbers in the Festus-Crystal City rate center for the MCA. Therefore, the Staff recommends approval of

Charter's application. Additionally, the Staff recommends the Commission's order include two statements substantially as follows:

1. Charter's request to open a code of ten thousand telephone numbers for the MCA is granted.
2. Charter shall return 9 blocks of 1,000 telephone numbers back to NANPA.

Staff is unaware of any other filing that may affect or be affected by this filing.

☒ **The Company is not delinquent in filing an annual report and paying the PSC assessment.**

☐ **The Company is delinquent. Staff recommends the Commission grant the requested relief/action on the condition the applicant corrects the delinquency. The applicant should be instructed to make the appropriate filing in this case after it has corrected the delinquency.**

(☐ No annual ount owed:)

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to the Festus-Crystal City Exchange.)

LO-2007-0471

Case No.

AFFIDAVIT OF Sara Buyak

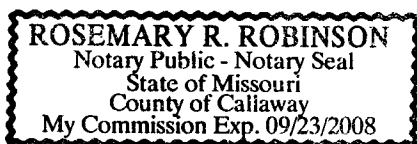
STATE OF MISSOURI)
) ss:
COUNTY OF COLE)

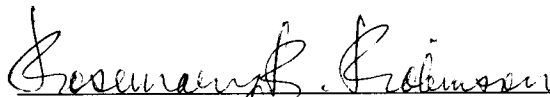
Sara Buyak, employee of the Staff of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that she has participated in the preparation of the accompanying staff recommendation, and that the facts therein are true and correct to the best of her knowledge and belief.



Sara Buyak

Subscribed and affirmed before me this 28th day of September, 2006
I am commissioned as a notary public within the County of Cole, State of Missouri
and my commission expires on 9-23-2008





NOTARY PUBLIC