

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

In the Matter of the Application of)	
Southwestern Bell Telephone, L.P., d/b/a)	
AT&T Missouri For Review and Reversal)	Case No.
Of North American Number Plan)	
Administrator's Decision to Withhold)	
Numbering Resources)	

**SOUTHWESTERN BELL TELEPHONE, L.P., D/B/A AT&T MISSOURI'S
APPLICATION AND MOTION FOR EXPEDITED TREATMENT**

COMES NOW Southwestern Bell Telephone, L.P., d/b/a AT&T Missouri¹ ("AT&T Missouri") and files this verified application, pursuant to 4 CSR 240-2.060, 4 CSR 240-2.080(16), and 47 CFR 52.15(g)(3)(iv), and respectfully requests that the Missouri Public Service Commission ("Commission") issue an Order that reviews and reverses the decision of the North American Numbering Plan Administrator, NeuStar, Inc., ("NANPA") to withhold certain numbering resources from AT&T Missouri, in a form of nine 1,000 blocks of numbers to service the needs of the General Services Administration ("GSA"), a federal governmental agency. GSA is purchasing telecommunications services from AT&T Missouri to meet the needs of the National Geospatial-Intelligence Agency ("NGA"), another governmental agency, which is located at 3200 South 2nd Street, St. Louis, Missouri. In support of its application, AT&T Missouri states as follows:

¹ Southwestern Bell Telephone, L.P. previously did business as "SBC Missouri."

1. AT&T Missouri is a Texas limited partnership², duly authorized to conduct business in Missouri,³ with its principal Missouri office at One SBC Center, Room 3500, St. Louis, Missouri, 63101. AT&T Missouri is authorized to do business in Missouri and its fictitious name is duly registered with the Missouri Secretary of State.⁴ AT&T Missouri is a “local exchange telecommunications company” and a “public utility,” and is duly authorized to provide “telecommunications service” within the State of Missouri as each of those phrases is defined in Section 386.020, RSMo. 2000.

2. All correspondence, pleadings, orders, decisions, and communications regarding this proceeding should be sent to:

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3. GSA, a customer of AT&T Missouri, has requested ten consecutive 1,000 blocks of Direct Inward Dial (“DID”) numbers and has specifically requested that these numbers be in the 314 NPA with an NXX code of 676, if possible. AT&T Missouri has researched the available blocks in its Creve Coeur rate center, which serves the location in St. Louis. AT&T Missouri has one 1,000 block of numbers with the 314 NPA with an NXX code of 676. Specifically, AT&T Missouri has the number 314-676-0000 through

² AT&T Missouri filed a copy of its Limited Partnership Agreement with the Commission on October 12, 2001. See In the Matter of the Application of Southwestern Bell Telephone Company To Transfer Property and Ownership of Stock Pursuant to Section 392.200, RSMo., Case No. TO-2002-185, October 12, 2001.

³ AT&T Missouri filed a certificate from the Missouri Secretary of State Certifying that Southwestern Bell Telephone, L.P. is a foreign limited partnership that is duly authorized to transact business in the State of Missouri with the Commission on January 7, 2002. See In the Matter of the Application of Southwestern Bell Telephone Company to Transfer Property and Ownership of Stock Pursuant to Section 392.300, RSMo., Case No. TO-2002-185, January 7, 2002.

⁴ A copy of the registration of the fictitious name “AT&T Missouri” is attached hereto and marked as Exhibit A.

314-676-0999 available for use. In order to best meet the needs of its customer, AT&T Missouri requests that the Commission grant it the remaining nine 1,000 blocks in the 314-676 block of numbers from the pool. If the 314-676 block is unavailable at the time of the Commission's Order, AT&T Missouri requests that the Commission grant it any other suitable block that meets the GSA's request. A copy of the letter from Kenneth Melvin, an employee of the GSA, to AT&T Missouri, dated November 15, 2005, is attached hereto and marked as Exhibit B. The GSA requests ten consecutive 1,000 blocks (i.e. pristine blocks) due to compatibility with its Private Switched Network.

4. On November 17, 2005, AT&T Missouri submitted a Thousand-Block Application Form, part 1A, for the assignment of nine 1,000 blocks necessary to meet GSA's request. A copy of the Application is attached hereto and is marked as Exhibit C. AT&T Missouri completed the application in accordance with the Industry Numbering Committee's Thousands-Block Pooling Assignment Guidelines and filled out the necessary Months to Exhaust and Utilization Certification Worksheet which is attached hereto and marked as Exhibit D.

5. AT&T Missouri submitted the request for nine 1,000 blocks because AT&T Missouri does not have nine 1,000 blocks which meets the criteria requested by GSA. AT&T Missouri is unable to use numbers from any other switch in the Creve Coeur exchange to satisfy the GSA's request.

6. On or about November 17, 2005, NANPA denied the request on the grounds that AT&T Missouri had not met the utilization criteria. That decision is attached hereto and marked Exhibit E.

7. Under existing procedures, NANPA has asserted that it is required to accept or reject an application for resources based solely on FCC criteria. However, the FCC's March 31, 2000 Order in its Number Resource Optimization docket states that a carrier may challenge a resource denial before the appropriate state regulatory commission and a state commission may choose to reaffirm or overturn NANPA's decision to withhold numbering resources.⁵ Thus, the Missouri Commission has the authority to "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."⁶ Moreover, the FCC determined that states may overturn NANPA's decision to withhold numbering resources from the carrier where there is a verifiable need for the carrier to satisfy a specific customer request:

We also agree with WinStar that a carrier should be able to get additional numbering resources when there is a verifiable need due to the carrier's inability to satisfy a specific customer request. We therefore clarify that states may also grant relief if a carrier demonstrates that it has received a customer request for numbering resources in a given rate center that it cannot meet with its current inventory.⁷ The FCC explained that a "[c]arrier may demonstrate such a need by providing the state with documentation of the customer request and current proof of the utilization in the rate center."⁸ The FCC further explained that states "may grant request for customers seeking contiguous blocks of numbers."⁹ Further, although the FCC declined to establish a specific timeframe for states to act on these requests, the FCC indicated "in most instances, 10 business days from receipt of request that the state determines to be sufficiently

⁵ Report and Order and Further Notice of Proposed Rule Making, In the Matter of Numbering Resource Optimization, CC Docket No. 99-200, March 31, 2000, Appendix A; (see also 47 CFR 52.15(g)(3)(iv), which is attached hereto and marked as Exhibit E).

⁶ Id.

⁷ Third Report and Order and Second Order on Reconsideration in CC Docket Number 96-98 and CC Docket Number No. 99-200, In the Matter of Numbering Resource Optimization, Implementation of the Local Competition Provisions of the Telecommunications Act of 1996, and Telephone Number Portability, CC Docket Number 99-200, et al., December 12, 2001, paragraph 64.

⁸ Id.

⁹ Id.

detailed and complete will be sufficient time to review and act upon safety valve requests.”¹⁰

8. AT&T Missouri seeks the Commission’s direction to overturn NANPA’s decision to withhold numbering resources. The FCC permits such direction in order to meet specific customer demand. This Commission has previously overturned NANPA’s decision to withhold numbering resources in the following cases: (1) Order Reversing Decision of the North American Numbering Plan Administrator and Closing Case, In the Matter of the Application of Southwestern Bell Telephone, L.P., d/b/a SBC Missouri, for Review and Reversal of North American Numbering Plan Administrator’s Decision to Withhold Numbering Resources, Case No. TO-2005-0406, May 26, 2005; (2) Order Granting Additional Numbering Resources, In the Matter of the Application of Southwestern Bell Telephone, L.P., d/b/a SBC Missouri, for Review and Reversal of the North American Numbering Plan Administrator’s Decision to Withhold Numbering Resources, Case No. TO-2005-0312, April 19, 2005; (3) Order Granting Additional Numbering Plan Resources, In the Matter of the Application of Southwestern Bell Telephone, L.P., d/b/a SBC Missouri, For Review and Reversal of North American Numbering Plan Administrator’s Decision to Withhold Numbering Resources, Case No. IO-2003-0318, April 1, 2003; (4) Order Granting Additional Numbering Resources, In the Matter of the Application of GTE Midwest Incorporated, d/b/a Verizon Midwest for Review and Reversal of North American Number Plan Administrator’s Decision to Withhold Numbering Resources, Case No. TO-2002-481, June 2, 2002.

9. AT&T Missouri does not have any pending or final unsatisfied judgments or decisions against it from any state or federal agency or court which involve customer

¹⁰ Id. at paragraph 66.

service or rates, which action, judgment, or decision has occurred within three (3) years of the date of this Application.


10. AT&T Missouri does not have any annual report or assessment fees that are overdue in Missouri.

11. AT&T Missouri seeks expedited treatment and requests that the Commission act on this request within ten (10) business days as envisioned by the FCC. The GSA has informed AT&T Missouri that it would like to establish service effective February 3, 2006. In order to accommodate the GSA's request, the Commission must issue its order as soon as possible, so that AT&T Missouri will have enough time to file a new request with NANPA for the release of nine 1,000 blocks to AT&T Missouri to meet the GSA's needs, and so that AT&T Missouri, and any other telecommunications provider that provides service via a switch, can program its switch. AT&T Missouri filed this request for expedited treatment as soon as it could have. Specifically, AT&T Missouri filed this pleading after NANPA rejected AT&T Missouri's request for numbering resources and AT&T Missouri determined that it was not feasible to implement a technological alternative.

WHEREFORE, AT&T Missouri respectfully requests that the Commission overturn NANPA's previous determination in this matter within ten business days as envisioned by the FCC, and instruct NANPA to release the numbering resources necessary to meet the needs of the GSA.

Respectfully submitted,

SOUTHWESTERN BELL TELEPHONE, L.P.

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CERTIFICATE OF SERVICE

Copies of this document were served on all counsel of record by e-mail on December 7, 2005.


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