

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

In the Matter of the Application of Southwestern)	
Bell Telephone Company d/b/a AT&T Missouri)	
for Review and Reversal Of North American)	Case No. _____
Number Plan Thousands-Block Pooling)	
Administrator's Decision to Withhold Numbering)	
Resources)	

AT&T MISSOURI'S APPLICATION AND MOTION FOR EXPEDITED TREATMENT

COMES NOW AT&T Missouri¹ and respectfully requests that the Commission issue an Order that reviews and reverses the decision of the North American Numbering Plan Thousands-Block Pooling Administrator, NeuStar, Inc. ("NANPA"), to withhold certain numbering resources from AT&T Missouri.

The requested numbering resources are necessary to meet the telecommunications needs of RGA Reinsurance Company ("RGA"), located in St. Charles County, Missouri. These resources consist of a single thousands-block within the Harvester rate center to serve RGA's expanding telecommunications needs. More specifically, the requested resources consist of a single thousands-block within (1) the 636 NPA, and (2) an XXXX of either 6XXX or 7XXX (i.e., 636-XXX-6000 through 636-XXX-6999, or 636-XXX-7000 through 636-XXX-7999).

In support of this Application, AT&T Missouri states as follows:

1. AT&T Missouri is a Missouri corporation with its principal Missouri office at One AT&T Center, Room 3520, St. Louis, Missouri 63101. It may be contacted at the regular and electronic mail addresses and telephone and facsimile numbers of its attorneys, as set out under the signature block of this Application. AT&T Missouri is authorized to do business in

¹ Southwestern Bell Telephone Company dba AT&T Missouri ("AT&T Missouri"). AT&T Missouri files this verified Application and motion for expedited treatment pursuant to 4 CSR 240-2.060, 4 CSR 240-2.080(16), 4 CSR 240-37.040 and 47 CFR 52.15(g)(3)(iv).

Missouri² and its fictitious name is duly registered with the Missouri Secretary of State.³ 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 2000.⁴

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

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Robert J. Gryzmala
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3. This Application is prompted by RGA's expanding business and, in particular, its opening of a new office location at 36 Research Park Court in St. Charles County. As a result, RGA is in need of additional numbering resources to support new lines that will be used for employee communications, and conference, fax and courtesy desk facilities. A November 10, 2010, letter from RGA's Global IT Manager, Mr. Bo Hermann, details the numbering resources needed by RGA. *See*, Exhibit A, attached hereto. As the letter indicates, RGA requests a "one thousand block of [Direct Inward Dial numbers]." Noting that RGA plans to maintain its current

² In accordance with 4 CSR 240-2.060(1) and (G), a certified copy of Southwestern Bell Telephone Company's Certificate of Good Standing from the Missouri Secretary of State was filed with the Commission on August 15, 2007, in Case No. IK-2008-0044.

³ In accordance with 4 CSR 240-2.060(1)(E) and (G), a copy of the registration of the fictitious name "AT&T Missouri" was filed with the Commission on July 17, 2007, in Case No. TO-2002-185.

⁴ Following its June 26, 2007, Order in Case No. TO-2002-185 allowing Southwestern Bell Telephone, L.P., d/b/a AT&T Missouri, to alter its status from a Texas limited partnership to a Missouri corporation, the Commission approved tariff revisions to reflect the new corporate name, Southwestern Bell Telephone Company d/b/a AT&T Missouri. *See*, Order Granting Expedited Treatment and Approving Tariffs, Case No. TO-2002-185, issued June 29, 2007.

five-digit dialing pattern, RGA further states that it “prefers that the blocks begin with either 6 or 7.” *Id.*

4. AT&T Missouri has researched the available numbering resources in the Harvester rate center and has determined that it has no numbers available in its inventory to meet RGA’s needs.

5. Consequently, AT&T Missouri requests that the Commission grant it numbering resources consisting of a single thousands-block within (1) the 636 NPA, and (2) an XXXX of either 6XXX or 7XXX (i.e., 636-XXX-6000 through 636-XXX-6999, or 636-XXX-7000 through 636-XXX-7999).

6. On November 18, 2010, AT&T Missouri submitted a Thousands-Block Application Form, Part 1A, for the numbering resources assignment necessary to meet RGA’s needs. A copy of the Application is attached hereto as Exhibit B. 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, a copy of which is attached hereto as Exhibit C.

7. On November 18, 2010, NANPA denied the request on the grounds that AT&T Missouri had not met the utilization and/or months-to-exhaust criteria. A copy of that decision is attached hereto as Exhibit D.

8. AT&T Missouri seeks the Commission’s direction to overturn NANPA’s decision to withhold numbering resources. This Commission has overturned NANPA’s decision to withhold numbering resources in several cases and AT&T Missouri respectfully submits that it should likewise do so here.

9. 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 affirm or overturn NANPA's decision to withhold numbering resources.⁵ Thus, the 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

10. The FCC further explained in its March 31, 2000, Order 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" and that states "may grant requests for customers seeking contiguous blocks of numbers."⁸ Moreover, although the FCC declined to establish a specific timeframe for states to act on these requests, the FCC indicated "in most

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).

⁶ *Id.*

⁷ Third Report and Order and Second Order on Reconsideration, In the Matter of Numbering Resource Optimization, CC Docket No. 99-200, et al., December 12, 2001, paragraph 64; *see also*, 47 CFR 52.15(g)(4).

⁸ *Id.*

instances, 10 business days from receipt of request that the state determines to be sufficiently detailed and complete will be sufficient time to review and act upon safety valve requests.”⁹

11. Further, this Application complies with 4 CSR 240-37.040. AT&T Missouri has attached hereto its “Months-to-Exhaust Worksheet” indicating the utilization for the Harvester rate center encompassing both the preceding six months and projected monthly utilization for the next twelve months. 4 CSR 240-37.040(1)(A)1. *See*, Exhibit C. AT&T Missouri has also attached hereto its most recently-filed FCC Form U1 of Form 502 for this rate center. 4 CSR 240-37.040(1)(A)2. *See*, Exhibit E(HC). Finally, AT&T Missouri attaches copies of its originally-filed request to NANPA (i.e., its Thousands-Block Application Form, Part 1A) and NANPA’s denial of that request. 4 CSR 240-37.040(1)(A)3. *See*, Exhibits B and D, respectively. These materials and the instant Application demonstrate a verifiable need for the numbering resources requested herein. In connection with this request, AT&T Missouri has exhausted all other available remedies designed to conserve numbering resources. 4 CSR 240-37.040(1)(A)4.

12. AT&T Missouri has no final unsatisfied judgments or decisions against it from any state or federal agency or court which involve retail customer service or rates, which action, judgment or decision has occurred within three (3) years of the date of this Application. AT&T Missouri has one pending action against it, brought by end-user customers, which involves retail customer service or rates.¹⁰

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

14. AT&T Missouri seeks expedited treatment and requests that the Commission act on this request within ten (10) business days. RGA has indicated that its implementation

⁹ *Id.* at paragraph 66.

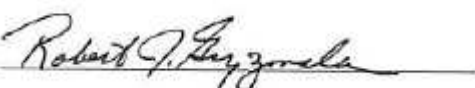
¹⁰ Barry Road Associates, Inc. d/b/a Minsky’s Pizza, et al. v. Southwestern Bell Telephone Company, d/b/a AT&T Missouri, et al., Case No. 1016CV02438, Jackson County Circuit Court.

timeframe is imminent, stating that “[w]e need to activate the new one thousand block by December 5th” and that “[i]t is extremely important that this be establish [sic] as soon as possible as we are getting closer to our move in date.” *See*, Exhibit A, attached hereto. In order to accommodate RGA’s needs, the Commission must issue its order expeditiously, so that AT&T Missouri will have enough time to file a new request with NANPA for the release of the numbering resources to AT&T Missouri described herein. AT&T Missouri filed this request for expedited treatment as soon as it could have 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 (10) business days, and instruct NANPA to release the numbering resources described herein to meet the telecommunications needs of RGA Reinsurance Company.

Respectfully submitted,

SOUTHWESTERN BELL TELEPHONE COMPANY

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CERTIFICATE OF SERVICE

Copies of this document and all attachments thereto were served on the following by e-mail on November 23, 2010.


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