

**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 SBC Missouri, for Review and Reversal of North American Numbering Plan Administrator's Decision to Withhold Numbering Resources. )  
)  
) **Case No. TO-2005-0323**  
)  
)

**ORDER DIRECTING NOTICE, ESTABLISHING**

**INTERVENTION DEADLINE, AND**

**DIRECTING FILING**

On March 24, 2005, Southwestern Bell Telephone, L.P., doing business as SBC Missouri, filed its Application seeking review and reversal of the decision of the North American Numbering Plan Administrator ("NANPA"), NeuStar, Inc., to withhold five blocks of 1,000 numbers that SBC asserts it needs to provide service to BJC HealthCare, which is opening a new hospital in O'Fallon, Missouri.

BJC, a customer of SBC, plans to open a new hospital in O'Fallon, Missouri, called Progress West Health Center. BJC requested five consecutive 1,000 Direct Inward Dial ("DID") numbers for its new hospital and requested that the numbers begin with the prefix 636-xx2, 636-xx4, or 636-xx7 because BJC's phone systems will not accept blocks beginning with 636-xx0, 636-xx8, or 636-xx9. Additionally, BJC requests that the blocks contain NPA-NXX numbers that are designated for use with the Metropolitan Calling Area ("MCA") Plan.

On February 18, 2005, SBC submitted a Thousand-Block Application Form for five consecutive 1,000 blocks necessary to meet BJC's request. SBC does not have five

consecutive 1,000 blocks that meet BJC's requirements. SBC cannot use numbers from any other switch in the Harvester exchange to satisfy BJC's request. NANPA denied SBC's application on the grounds that SBC had not met Missouri's utilization criteria – this Commission has adopted the FCC's utilization requirement of 75% as set forth in 47 C.F.R. Section 52.15 (h).

A carrier may challenge a resource denial before the appropriate state regulatory commission, which may choose to reaffirm or overturn NANPA's decision.<sup>1</sup> Thus, this Commission has jurisdiction over this matter.

The Commission finds that proper persons should be allowed 15 days from the date of issuance of this order to file a request for intervention. The Commission will direct its Data Center to send a copy of this order to each certificated interexchange and basic local exchange telecommunications company operating in Missouri. In addition, the Data Center will send a copy of this order to the NANPA. Finally, the Commission will direct its Staff to review SBC's filings and to file a Memorandum and Recommendation.

**IT IS THEREFORE ORDERED:**

1. That the Commission's Data Center shall send a copy of this order to each certificated interexchange and basic local exchange telecommunications company operating in Missouri.
2. That any party wishing to intervene in this matter shall file an application no later than April 26, 2005, with:

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<sup>1</sup>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.

Dale Hardy Roberts, Secretary  
Missouri Public Service Commission  
Post Office Box 360  
Jefferson City, Missouri 65102

and send copies to:

Paul G. Lane  
Leo J. Bub  
Robert J. Gryzmala  
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St. Louis, Missouri 63101

and:

Office of the Public Counsel  
Post Office Box 2230  
Jefferson City, Missouri 65102

3. That the Staff of the Missouri Public Service Commission shall file its Memorandum and Recommendation with respect to the Application filed by Southwestern Bell Telephone, L.P., doing business as SBC Missouri on March 24, 2005, on or before 4:00 p.m. on May 1, 2005.

4. That this order shall become effective on April 11, 2005.

**BY THE COMMISSION**

( S E A L )

**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

Kevin A. Thompson, Deputy Chief  
Regulatory Law Judge, by delegation  
of authority pursuant to Section 386.240,  
RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 11th day of April, 2005.