

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 6th day of
April, 2006.

In the Matter of the Application of MCImetro)	
Access Transmission Services, LLC d/b/a)	
Verizon Access Transmission Services for)	<u>Case No. TO-2006-0367</u>
Review and Reversal of the North American)	
Number Plan Administrator's Decision to)	
Withhold Numbering Resources)	

**ORDER REVERSING DECISION
OF THE NORTH AMERICAN NUMBERING PLAN
ADMINISTRATOR AND CLOSING CASE**

Issue Date: April 6, 2006

Effective Date: April 11, 2006

On March 23, 2006, MCImetro Access Transmission Services, LLC d/b/a Verizon Access Transmission Services (Verizon) filed an Application seeking review and reversal of the decision of the North American Numbering Plan Administrator (NANPA), NeuStar, Inc., to withhold two (2) blocks of 1,000 numbers that Verizon asserts it needs to provide service to a new customer. The customer is identified in highly confidential exhibits E and F attached to Verizon's Application. Verizon also requests expedited treatment.

The Commission issued an Order Directing Notice on March 24, 2006, setting March 31 as the deadline for intervention applications. No applications were received. The Commission also directed its Staff to file a Memorandum and Recommendation, which was filed on April 3, 2006.

In its Application, Verizon states that a new customer requested two (2) blocks of 1,000 contiguous numbers in the St. Louis (314) NPA. Verizon was unable to meet the customer's request from the numbers available in its St. Louis rate center.

In order to secure the additional requested numbers, Verizon submitted a Thousands-Block Application Form for two blocks of 1,000 contiguous numbers between 1000 and 7999. On the same day, March 7, 2006, NANPA denied Verizon's application on the grounds that Verizon had not met the standards that govern the allocation of numbering resources. According to the Central Office Code Assignment Guidelines, Section 4.3.1, carriers requesting numbering resources must demonstrate that existing codes within the rate center will exhaust within six months and meet the utilization level of 75%. Verizon's application did not meet the utilization test because its utilization calculated to only 67.850%.

A carrier may challenge a resource denial before the appropriate state regulatory commission, which may choose to reaffirm or overturn NANPA's decision.¹ Regulation 47 CFR 52.15(g)(4) provides in pertinent part:

Non-compliance. * * * The NANPA must notify the carrier in writing of its decision to withhold numbering resources within ten (10) days of receiving a request for numbering resources. The carrier may challenge the NANPA's decision to the appropriate state regulatory commission. The state commission may affirm, or may overturn, the NANPA's decision to withhold numbering resources from the carrier based on its determination that the carrier has complied with the reporting and numbering resource application requirements herein. The state commission also may overturn the NANPA's decision to withhold numbering resources from the carrier based on its determination that the carrier has demonstrated a verifiable need for numbering resources and has exhausted all other available remedies.

¹ 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.

Verizon asserts that it has demonstrated a verifiable need for the resources at issue and that it has exhausted all other available remedies. For this reason, Verizon argues that NANPA's denial should be overturned.

In its Memorandum and Recommendation, Staff advises the Commission to grant Verizon's request on the grounds that Verizon has demonstrated a verifiable need for the resources at issue and has exhausted all other available remedies. While Staff agrees that Verizon's utilization level does not meet the 75% threshold, Verizon does not have 2,000 DID contiguous numbers in the St. Louis rate center to meet a specific request by its customer. Verizon has demonstrated a verifiable need for the additional numbering resources. For this reason, Staff recommends that the Commission reverse NANPA's denial of Verizon's numbering request and direct NANPA to release the requested resources to Verizon.

The Commission has reviewed Verizon's Application, the attached supporting documents and Staff's Memorandum and Recommendation. Based on this record, the Commission finds that Verizon has demonstrated a verifiable need for numbering resources and that Verizon has exhausted all other available remedies. Regulation 47 CFR 52.15(g)(4) therefore authorizes this Commission to overturn NANPA's decision to deny the requested resources.

IT IS ORDERED THAT:

1. The Application filed on March 23, 2006, by MCImetro Access Transmission Services, LLC d/b/a Verizon Access Transmission Services is approved.

2. The denial by NeuStar, Inc., the North American Numbering Plan Administrator, on March 7, 2006, of the request made that day by MCImetro Access Transmission Services, LLC d/b/a Verizon Access Transmission Services is reversed.

3. The request for two consecutive blocks of 1,000 DID contiguous numbers for the telephone number of (314) ranging between 1000-7999 in the St. Louis rate center shall be granted to Verizon in order for it to meet the needs of its customer.

4. MCImetro Access Transmission Services, LLC d/b/a Verizon Access Transmission Services shall return any unused telephone numbers to the Pooling Administrator.

5. This order shall become effective on April 11, 2006.

6. This case may be closed on April 12, 2006.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', is positioned above the printed name and title.

Colleen M. Dale
Secretary

(S E A L)

Davis, Chm., Murray, Gaw, Clayton and Appling, CC., concur

Reed, Regulatory Law Judge