

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

In the Matter of the Application of Socket Telecom,)	
LLC for Review and Reversal of North American)	
Number Plan Administrator's Decision to Withhold)	Case No. TO-2007-0264
Numbering Resources and Motion for Expedited)	
Treatment)	

STAFF RECOMMENDATION

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

1. On January 12, 2007, Socket Telecom, LLC, (Socket) filed an Application requesting the Commission to reverse the denial by NeuStar, Inc., the Pooling Administrator, of Socket's application for blocks of telephone numbers.¹ Socket supplemented its Application on January 22, 2007.

2. This Commission may overturn the Pooling Administrator's decision to withhold numbering resources from Socket if the Commission determines that Socket 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 Socket has demonstrated a verifiable need for numbering resources and has exhausted all other available remedies.

Socket is requesting the additional blocks of numbers to be able to provide both MCA and non-MCA service throughout the MCA areas where Socket offers service. The Metropolitan Calling Area (MCA) plan requires the use of a minimum of two NXX codes per telephone exchange: one NXX code for MCA telephone numbers and an additional code for non-MCA

¹ Although the style of this case references the North American Number Plan Administrator's decision, Socket's Application correctly notes that it is seeking review of the Pooling Administrator's decision. NeuStar, Inc., functions as both Plan Administrator and Pooling Administrator.

telephone numbers.² The Pooling Administrator, however, does not distinguish between NXX codes used for MCA service and those used for non-MCA service.

The Pooling Administrator denied Socket's request for an additional block of numbers in some exchanges because Socket did not meet the criterion that 75% of numbers in its existing block of numbers for that exchange must be utilized. But, as noted, Socket cannot use numbers from the same block of numbers for both MCA and non-MCA service.

The Pooling Administrator denied Socket's request for an additional block of numbers in some exchanges because there was a block of numbers available in an open NXX code. But, as noted, Socket cannot use a block of numbers from an MCA NXX code to provide non-MCA service, and vice versa.

WHEREFORE, the Staff recommends that the Commission issues an order (a) that determines that Socket has demonstrated a verifiable need for numbering resources and has exhausted all other available remedies; (b) that reverses the denials by the Pooling Administrator, and (c) that grants Socket's request for additional numbering resources substantially as follows:

1. Socket's request for blocks of one thousand MCA telephone numbers for Beaufort, De Soto, Festus-Crystal City, Pacific, St. Clair, St. Peters, Troy, Union, Washington, Wentzville, Ash Grove, Farley, Lake Lotawana, and Missouri City telephone exchanges is granted.
2. Socket's request for blocks of one thousand Non-MCA telephone numbers for Augusta, Chesterfield, Dardenne, Defiance, Fenton, Foristell, Harvester, High Ridge, Imperial, Manchester, Maxville, Moscow Mills, New Melle, O'Fallon, Old Monroe, Portage des Sioux, St. Charles, Winfield, Marionville, Walnut Grove telephone exchanges is granted.
3. Socket's request to open a new 10, 000 MCA code for Cedar Hill, Hurley, Marshfield, Ozark, Buckner, Harrisonville, Henrietta, Holden, Holt, Kingsville, Lone Jack, Oak Grove, Odessa, Orrick, Pleasant Hill, and Strasburg telephone exchanges is granted.

² An NXX code is 10,000 numbers, for example, 573-751-0000 through 573-751-9999. A block is 1,000 numbers, for example, 573-751-2000 through 573-751-2999.

4. Socket's request to open a new 10,000 Non-MCA code for Pond, Clever, Sparta, Excelsior Springs, Grain Valley, Richmond, and Wellington telephone exchanges is granted.
5. Socket will keep one block of one thousand telephone numbers for each rate center and return the rest of the blocks of one thousand telephone numbers to the Pooling Administrator for Cedar Hill, Hurley, Marshfield, Ozark, Buckner, Harrisonville, Henrietta, Holden, Holt, Kingsville, Lone Jack, Oak Grove, Odessa, Orrick, Pleasant Hill, Strasburg, Pond, Clever, Sparta, Excelsior Springs, Grain Valley, Richmond, and Wellington telephone exchanges.
6. Socket is directed to submit a pleading in Case No. TO-2007-0264 informing the Commission of item 5 above.

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 1st day of February 2007.

/s/ William K. Haas

MEMORANDUM

To: Missouri Public Service Commission Official Case File
Case No. TO-2007-0264

Socket Telecom, LLC

From: Sara Buyak
Telecommunications Department

William Voight 1-30-07
Utility Operations Division/Date

William Haas 1-30-07
General Counsel's Office/Date

Subject: Staff Recommendation to Approve Socket's Request to Override a Decision by
the Pooling Administrator

Date: January 25, 2007

SUMMARY: Socket Telecom, LLC (Socket) has requested that the Commission reverse a decision by the Pooling Administrator, which denied Socket's request for blocks of one thousand telephone numbers and NXX Codes in the St. Louis, Springfield, and Kansas City Metropolitan Calling Areas (MCAs). This memorandum recommends approval of Socket's request.

BACKGROUND: On January 12, 2007, Socket filed the following with the Missouri Public Service Commission (Commission): a request in the St. Louis MCA for 10 MCA and 18 Non-MCA blocks of one thousand telephone numbers; a MCA/NXX code for Cedar Hill and a Non-MCA/NXX code for Pond; a request in the Springfield MCA for one MCA and two Non-MCA blocks of one thousand telephone numbers, three MCA and two Non-MCA codes; and a request in the Kansas City MCA for three blocks of one thousand telephone numbers for the MCA, four Non-MCA and 12 MCA NXX. Socket states that it was denied the request by Pooling Administrator because the Months to Exhaust and Utilization Worksheet did not meet the utilization criteria of 75%. Socket requests the Commission review and reverse the decision of NANPA.

On January 18, 2007, the Telecommunications Department Staff (Staff) of the Missouri Public Service Commission filed a response to Socket's Application and Motion for Expedited Treatment. In the response, Staff does not oppose Socket's request for expedited treatment but requested information on the Pond exchange and requested Socket to amend its Application. The Pond exchange requires two different blocks of telephone numbers; one for MCA and one for Non-MCA. 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. Socket requested to open a new Non-MCA NXX code (10,000) for the Pond exchange. Staff contacted NANPA to verify there were no Non-MCA blocks of one thousand telephone numbers available in the Pond Exchange. NANPA confirmed which codes were MCA/Non-MCA in the Local Exchange Routing Guide (LERG) and found three codes assigned to the MCA, (636) 405; 422; 821, and one code assigned for a Non-MCA code, (636) 273.

On January 22, 2007, Socket filed a supplement to its Application and Motion for Expedited Treatment. Socket stated that it had confusion on the (636) 422 code of whether it was an MCA code. According to the LERG, this code is assigned to the MCA.

Socket states that it submitted the necessary worksheets to NANPA, and offers copies of those documents as Attachments to its application in this Case. Socket was denied the additional telephone numbers because it did not meet the necessary requirements established by the Federal Communications Commission. Socket states that it does have unused MCA or Non-MCA telephone numbers in some of the listed exchanges but needs MCA or Non-MCA telephone numbers in the St. Louis, Springfield, and Kansas City MCAs.

RECOMMENDATION: Socket states that it does not meet requirements for additional telephone numbers because its utilization rate does not meet the required utilization rate of 75% as set forth in the FCC guidelines because separate blocks are needed for the MCA/Non MCA. For this reason, Socket has demonstrated a verifiable need for additional codes in the St. Louis MCA: 10 MCA and 18 Non-MCA blocks of one thousand telephone numbers, a MCA/NXX code for Cedar Hill and a Non-MCA/NXX code for Pond; in the Springfield MCA for one MCA and two Non-MCA blocks of one thousand telephone numbers, three MCA and two Non-MCA codes; and in the Kansas City MCA for three blocks of one thousand telephone numbers for the MCA, four Non-MCA and 12 MCA NXX codes. Therefore, the Staff recommends approval of Socket's application. Additionally, the Staff recommends the Commission's order include the statement substantially as follows:

1. Socket's request for blocks of one thousand MCA telephone numbers for Beaufort, De Soto, Festus-Crystal City, Pacific, St. Clair, St. Peters, Troy, Union, Washington, Wentzville, Ash Grove, Farley, Lake Lotawana, and Missouri City telephone exchanges is granted.
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4. Socket's request to open a new 10,000 Non-MCA code for Pond, Clever, Sparta, Excelsior Springs, Grain Valley, Richmond, and Wellington telephone exchanges is granted.
5. Socket will keep one block of one thousand telephone numbers for each rate center and return the rest of the blocks of one thousand telephone numbers to the Pooling Administrator for Cedar Hill, Hurley, Marshfield, Ozark,

Buckner, Harrisonville, Henrietta, Holden, Holt, Kingsville, Lone Jack, Oak Grove, Odessa, Orrick, Pleasant Hill, Strasburg. Pond, Clever, Sparta, Excelsior Springs, Grain Valley, Richmond, and Wellington telephone exchanges.

6. Socket is directed to submit a pleading in Case No. TO-2007-0264 informing the Commission of item 5 above.

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 report** ☐ **Unpaid PSC assessment. Amount owed:**)

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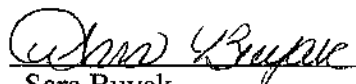
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Telecom, LLC for Review and Reversal of)
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Administrator's Decision to Withhold)
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Case No. TO-2007-0264

AFFIDAVIT OF Sara Buyak

STATE OF MISSOURI)
) ss:
COUNTY OF COLE)

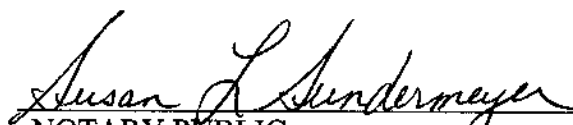
Sara Buyak, employee of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that she has participated in preparing the accompanying staff recommendation, and that the facts therein are true and correct to the best of her knowledge and belief.


Sara Buyak

Subscribed and affirmed before me this 25th day of January 2007
I am commissioned as a notary public within the County of Callaway,
State of Missouri and my commission expires on 9-21-10



SUSAN L. SUNDERMEYER
My Commission Expires
September 21, 2010
Callaway County
Commission #06942086


NOTARY PUBLIC