

**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)	Case No. TO-2010-0101
North American Number Plan Thousands-)	
Block Pooling Administrator's Decision to)	
Withhold Numbering Resources)	

**STAFF RECOMMENDATION TO APPROVE A REQUEST TO
OVERRIDE A DECISION OF THE NORTH AMERICAN NUMBERING PLAN ADMINISTRATOR**

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

1. On September 22, 2009, AT&T filed a request to review and reverse a decision of the North American Numbering Plan Administrator (Pooling Administrator) for 1 block of one-thousand telephone numbers in the Kansas City rate center.

2. Regulation 47-CFR 52.15 states, the Pooling Administrator shall withhold numbering resources from any U.S. carrier that fails to comply with the reporting and numbering resource application requirements established in this part. The regulation further states that the carrier may challenge the Pooling Administrator's decision to the appropriate state regulatory commission and the state commission may affirm, or may overturn the Pooling Administrator's decision.

3. As further detailed in the attached Memorandum, which is labeled Appendix A, the Staff has reviewed the CO Assignment data that AT&T submitted to the Pooling Administrator. Staff has determined that AT&T has demonstrated a verifiable need for 1 block of one-thousand additional telephone numbers in the Kansas City rate center.

WHEREFORE, the Staff recommends that the Commission issue an order that:

- (1) Determines AT&T Missouri has demonstrated a verifiable need for numbering resources and has exhausted all other available resources; and
- (2) Overturns the decision of the Pooling Administrator and grants AT&T's request for 1 block of one-thousand telephone numbers in the 816 NPA within the XXXX range of 6400-6799 in the Kansas City rate center.

Respectfully submitted,

/s/ Samuel D. Ritchie

Samuel D. Ritchie

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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 this 28th day of September, 2009.

/s/ Samuel D. Ritchie

MEMORANDUM

To: Missouri Public Service Commission Official Case File
Case No. TO-2010-0101
Company Name: Southwestern Bell Telephone Company d/b/a AT&T Missouri
(AT&T)

From: Sara Buyak
Telecommunications Department

William Voight 9/28/09
Utility Operations Division/Date

Subject: Staff Recommendation to Approve a Request to Override a Decision of the
North American Numbering Plan Administrator

Date: September 28, 2009

Summary

On September 22, 2009, AT&T filed a request to review and reverse a decision of the North American Numbering Plan Administrator (Pooling Administrator) for 1 block of one-thousand telephone numbers in the Kansas City rate center. Specifically, Metropolitan Community College (MCC) requests 400 consecutive telephone numbers in the 816 NPA within the range of 6400-6799 to be compatible with the new Cisco IP Telephony system. Included in this filing is the Thousands-Blocks Application Form – Part 1 A (Part 1), a letter from MCC, Pooling Administrator’s Response/Confirmation – Part 3 Form (Part 3), Months to Exhaust Utilization Certification Worksheet, and AT&T’s Number Utilization Form (Exhibit E). Staff recommends the Commission approve AT&T’s request.

Background

On September 18, 2009, AT&T submitted a request to NeuStar for 1 block of one-thousand telephone numbers. On September 18, 2009, the Pooling Administrator denied AT&T’s request because AT&T did not meet the months to exhaust and Utilization criteria.

The Telecommunications Department Staff (Staff) reviewed the CO Assignment data that AT&T submitted to the Pooling Administrator. AT&T’s utilization level of 58.255% is below the Federal Communications Commission (FCC) guidelines of 75% which is required before a request for additional numbering resources is permissible. AT&T’s

months to exhaust is 1339.249. The months to exhaust must be 6 months or less which is required of FCC guidelines before a request for additional numbering resources is permissible as set forth in Regulation 47-CFR 52.15 (h).¹

Regulation 47-CFR 52.15 states, the Pooling Administrator shall withhold numbering resources from any U.S. carrier that fails to comply with the reporting and numbering resource application requirements established in this part. The regulation further states that the carrier may challenge the Pooling Administrator's decision to the appropriate state regulatory commission and the state commission may affirm, or may overturn, the Pooling Administrator's decision to withhold numbering resources from the carrier based on the determination that a carrier has demonstrated a verifiable need for numbering resources and has exhausted all other available resources.

Recommendation

AT&T's utilization level of 58.255% is below the required utilization level of 75% and the months to exhaust is 1339.249 which is above the required 6 months. Also, AT&T does not have 1 block of one-thousand consecutive telephone numbers to accommodate the needs of MCC for 400 consecutive telephone numbers. For this reason, AT&T has demonstrated a verifiable need for 1 block of one-thousand additional telephone numbers in the Kansas City rate center. Staff recommends the Commission issue an order overturning the decision of the Pooling Administrator by granting AT&T 1 block of one-thousand telephone numbers in the 816 NPA within the range of 6400-6799 in the Kansas City rate center. Specifically, Staff recommends the Commission's order include a statement substantially as follows:

1. AT&T's request for 1 block of one-thousand telephone numbers in the 816 NPA within the XXXX range of 6400-6799 in the Kansas City rate center is granted.

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: (☐ No annual report ☐ Unpaid PSC assessment.
Amount owed:)

¹ Code of Federal Regulations Title 47-Telecommunication Chapter I – Federal Communications Commission, Subchapter B – Common Carrier Services, Part 52 Numbering.

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Reversal of North American Number Plan)
Thousands-Block Pooling Administrator's)
Decision to Withhold Numbering)
Resources)

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 28th day of September 2009.


NOTARY PUBLIC

CARLA K. SCHNIEDERS
Notary Public - Notary Seal
State of Missouri
Commissioned for Cole County
My Commission Expires: August 25, 2012
Commission Number: 08533187