

MEMORANDUM

To: Missouri Public Service Commission Official Case File
Case No. CO-2010-0162
Company Name: TCG St. Louis (TCG)

From: Sara Buyak
Telecommunications Department

William Voight 12/3/09
Utility Operations Division/Date

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

Date: December 3, 2009

Summary

On November 24, 2009, TCG 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 Chesterfield rate center. Specifically, Midland States Bank (Midland) requests 100 consecutive telephone numbers in the 636 NPA within any XXXX range other than 0XXX, 18XX, 22XX, 23XX, 32XX, 42XX, 51XX, 62XX, 71XX, 72XX, 73XX, 75XX, 85XX, and 9XXX its new Cisco IP Telephony direct inward dial (DID) system. Midland's new DID system includes 15 branch banks which has certain technical restrictions that exist which does not allow Midland to use certain blocks. Included in this filing is the Thousands-Blocks Application Form – Part 1 A (Part 1), a letter from TCG, Pooling Administrator's Response/Confirmation – Part 3 Form (Part 3), Months to Exhaust Utilization Certification Worksheet, and TCG's Number Utilization Form (Exhibit E). Staff recommends the Commission approve TCG's request.

Background

On November 10, 2009, TCG submitted a request to NeuStar for 1 block of one-thousand telephone numbers. On November 10, 2009, the Pooling Administrator denied TCG's request because TCG did not meet the Utilization criteria.

The Telecommunications Department Staff (Staff) reviewed the CO Assignment data that TCG submitted to the Pooling Administrator. TCG's utilization level of 72.85% is below the Federal Communications Commission (FCC) guidelines as set forth in Regulation 47-CFR 52.15 (h)¹ of 75% which is required before a request for additional numbering resources is permissible.

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

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

TCG's utilization level of 72.85% is below the required utilization level of 75%. Also, TCG does not have 1 block of one-thousand consecutive telephone numbers to accommodate the needs of Midland for 100 consecutive telephone numbers. For this reason, TCG has demonstrated a verifiable need for 1 block of one-thousand additional telephone numbers in the Chesterfield rate center. Staff recommends the Commission issue an order overturning the decision of the Pooling Administrator by granting TCG 1 block of one-thousand telephone numbers in the 636 NPA within any XXXX range other than 0XXX, 18XX, 22XX, 23XX, 32XX, 42XX, 51XX, 62XX, 71XX, 72XX, 75XX, 85XX, and 9XXX in the Chesterfield rate center. Specifically, Staff recommends the Commission's order include a statement substantially as follows:

1. TCG's request for 1 block of one-thousand telephone numbers in the 636 NPA within any XXXX range other than 0XXX, 18XX, 22XX, 23XX, 32XX, 42XX, 51XX, 62XX, 71XX, 72XX, 75XX, 85XX, and 9XXX in the Chesterfield rate center is hereby 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:)

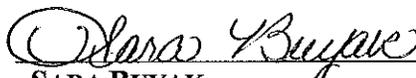
**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Application of TCG St.)
Louis For Review and Reversal of North) Case No. CO-2010-0162
American Number Plan Thousands-Block)
Pooling Administrator's Decision to)
Withhold Numbering Resources)
)

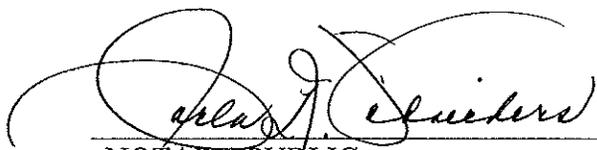
AFFIDAVIT OF Sara Buyak

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 3rd day of December 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