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

### **AT&T MISSOURI'S APPLICATION**

AT&T Missouri<sup>1</sup> respectfully requests the Commission issue an Order reviewing and reversing NANPA's<sup>2</sup> decision to withhold certain numbering resources from AT&T Missouri.

The requested numbering resources are necessary to meet the expanding telecommunications needs of St. Luke's Health System located at 4401 Wornall Road, Kansas City, Missouri 64111. These resources consist of 500 consecutive DID numbers drawn from the 816 NPA and the Kansas City rate center. AT&T Missouri further requests that if such specific resources are not available when the Commission issues its order, the Commission should direct NANPA to provide such resources as are available to meet St. Luke's Health System's numbering resource needs.

In support of this Application, AT&T Missouri states:

1. AT&T Missouri is a Delaware corporation with its principal Missouri office at One AT&T Center, Room 3558, St. Louis, Missouri 63101. It may be contacted at the regular and electronic mail addresses and telephone and facsimile numbers of its attorneys, as set out under the signature block of this Application. AT&T Missouri is authorized to do business in

<sup>&</sup>lt;sup>1</sup> Southwestern Bell Telephone Company d/b/a AT&T Missouri shall be referred to in this filing as "AT&T Missouri". AT&T Missouri files this verified Application and motion for expedited treatment pursuant to 4 CSR 240-2.060, 4 CSR 240-2.080(16), 4 CSR 240-37.040 and 47 CFR 52.15(g)(3)(iv).

The North American Numbering Plan Thousands-Block Pooling Administrator, NeuStar, Inc., shall be referred to

in this filing as "NANPA".

Missouri<sup>3</sup> and its fictitious name is duly registered with the Missouri Secretary of State.<sup>4</sup> AT&T Missouri is a "local exchange telecommunications company" and a "public utility," and is duly authorized to provide "telecommunications service" within the State of Missouri, as each of those phrases is defined in Section 386.020, RSMo.

2. All correspondence, pleadings, orders, decisions, and communications regarding this proceeding should be sent to:

Leo J. Bub Attorney for Southwestern Bell Telephone Company d/b/a AT&T Missouri One AT&T Center, Room 3558 St. Louis, Missouri 63101

3. This Application is prompted by St. Luke's expansion of current operations. As a result, Saint Luke's Health System is in need of additional numbering resources. A letter from Ms. Olga Gencheva, St. Luke's Health System Network Engineer, outlines St. Luke's Health System's need for 500 consecutive DID lines to meet the telecommunications of a new corporate office. *See*, Exhibit B, attached hereto. St. Luke's Health System is requesting 500 consecutive DID numbers within the following NPA-NXX range:

#### • 816-NX2-9XXX

4. AT&T Missouri has researched the available numbering resources in the Kansas City rate center and has determined that it has no numbers available to meet St. Luke's Health System's needs.

<sup>3</sup> In accordance with 4 CSR 240-2.060(1) and (G), a certified copy of Southwestern Bell Telephone Company's Certificate of Good Standing from the Missouri Secretary of State was filed with the Commission on August 15,

Certificate of Good Standing from the Missouri Secretary of State was filed with the Commission on August 15, 2007, in Case No. IK-2008-0044. The company has since been converted into a Delaware corporation. *See*, Exhibit A, attached hereto (Certificate of Conversion from the Missouri Secretary of State, dated October 3, 2012).

<sup>&</sup>lt;sup>4</sup> In accordance with 4 CSR 240-2.060(1)(E) and (G), a copy of the registration of the fictitious name "AT&T Missouri" was filed with the Commission on July 17, 2007, in Case No. TO-2002-185.

- 5. Consequently, AT&T Missouri requests that the Commission grant it numbering resources consisting of five hundred consecutive numbers meeting the criteria expressed in paragraph 3 above.
- 6. On March 19, 2013, AT&T Missouri submitted a Thousands-Block Application Form, Part 1A, for the numbering resources assignment necessary to meet St. Luke's Health System needs. (Exhibit C) AT&T Missouri completed the Application in accordance with the Industry Numbering Committee's Thousands-Block Pooling Assignment Guidelines and filled out the necessary Months to Exhaust and Utilization Certification Worksheet. (Exhibit D)
- 7. On March 19, 2013, NANPA denied the request on the grounds that AT&T Missouri had not met the utilization and/or months-to-exhaust criteria. (Exhibit E)
- 8. AT&T Missouri seeks the Commission's direction to overturn NANPA's decision to withhold numbering resources. This Commission has overturned NANPA's decision to withhold numbering resources in several cases and AT&T Missouri respectfully submits that it should likewise do so here.
- 9. Under existing procedures, NANPA has asserted that it is required to accept or reject an application for resources based solely on FCC criteria. However, the FCC's March 31, 2000, Order in its Number Resource Optimization docket states that a carrier may challenge a resource denial before the appropriate state regulatory commission and a state commission may choose to affirm or overturn NANPA's decision to withhold numbering resources. Thus, the Commission has the authority to "affirm or overturn the NANPA's decision to withhold numbering resources from the carrier based on its determination of compliance with the

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<sup>&</sup>lt;sup>5</sup> <u>Report and Order and Further Notice of Proposed Rule Making</u>, In the Matter of Numbering Resource Optimization, CC Docket No. 99-200, March 31, 2000, Appendix A; *see also*, 47 CFR 52.15(g)(3)(iv).

reporting and numbering resource application requirements herein." Moreover, the FCC determined that states may overturn NANPA's decision to withhold numbering resources from the carrier where there is a verifiable need for the carrier to satisfy a specific customer request:

We also agree with WinStar that a carrier should be able to get additional numbering resources when there is a verifiable need due to the carrier's inability to satisfy a specific customer request. We therefore clarify that states may also grant relief if a carrier demonstrates that it has received a customer request for numbering resources in a given rate center that it cannot meet with its current inventory.<sup>7</sup>

10. The FCC further explained in its March 31, 2000, Order that a "[c]arrier may demonstrate such a need by providing the state with documentation of the customer request and current proof of the utilization in the rate center" and that states "may grant requests for customers seeking contiguous blocks of numbers." Moreover, although the FCC declined to establish a specific timeframe for states to act on these requests, the FCC indicated "in most instances, 10 business days from receipt of request that the state determines to be sufficiently detailed and complete will be sufficient time to review and act upon safety valve requests."

11. Further, this Application complies with 4 CSR 240-37.040. AT&T Missouri has attached hereto its "Months-to-Exhaust Worksheet" indicating the utilization for the St. Louis rate center encompassing both the preceding six months and projected monthly utilization for the next twelve months. 4 CSR 240-37.040(1)(A)1. *See*, Exhibit D. AT&T Missouri has also attached hereto its most recently-filed FCC Form U1 of Form 502 for this rate center. 4 CSR 240-37.040(1)(A)2. *See*, Exhibit F(HC). Finally, AT&T Missouri attaches copies of its originally-filed request to NANPA (i.e., its Thousands-Block Application Form, Part 1A) and

<sup>&</sup>lt;sup>6</sup> *Id*.

<sup>&</sup>lt;sup>7</sup> Third Report and Order and Second Order on Reconsideration, In the Matter of Numbering Resource Optimization, CC Docket No. 99-200, et al., December 12, 2001, paragraph 64; *see also*, 47 CFR 52.15(g)(4).

<sup>&</sup>lt;sup>9</sup> *Id*. at paragraph 66.

NANPA's denial of that request. 4 CSR 240-37.040(1)(A)3. *See*, Exhibits C and E, respectively. These materials and the instant Application demonstrate a verifiable need for the numbering resources requested herein. In connection with this request, AT&T Missouri has exhausted all other available remedies designed to conserve numbering resources. 4 CSR 240-37.040(1)(A)4.

- 12. AT&T Missouri has no final unsatisfied judgments or decisions against it from any state or federal agency or court which involve Missouri retail customer service or rates, which action, judgment or decision has occurred within three (3) years of the date of this Application.
- 13. AT&T Missouri does not have any annual report or assessment fees that are overdue in Missouri.
- 14. St. Luke's Health System has explained that these numbers are needed in order to complete current construction projects. These projects are in support of expanding their existing operations. *See*, Exhibit B.

WHEREFORE, AT&T Missouri respectfully requests that the Commission overturn NANPA's previous determination in this matter and instruct NANPA to release the numbering resources described herein. AT&T Missouri further requests that if such specific resources are not available when the Commission issues its order, the Commission should direct NANPA to provide such resources as are available to meet the numbering resource needs of St. Luke's Health System.

Respectfully submitted,

Lu M

SOUTHWESTERN BELL TELEPHONE COMPANY LEO J. BUB #34326

Attorney for Southwestern Bell Telephone Company d/b/a AT&T Missouri
One AT&T Center, Room 3558
St. Louis, Missouri 63101
314-235-2508 (tn)/314-247-0014 (fax)
leo.bub@att.com

### **CERTIFICATE OF SERVICE**

Copies of this document and all attachments thereto were served on the following by email on February  $10,\,2015.$ 

Leo J. Bub

Lu M

General Counsel
Kevin Thompson
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102
gencounsel@psc.mo.gov
kevin.thompson@psc.mo.gov

Office Of The Public Counsel P.O. Box 7800 Jefferson City, MO 65102 opcservice@ded.mo.gov

CITY OF JEFFERSON CITY	)	
	)	SS
STATE OF MISSOURI	)	

### **VERIFICATION**

I, Tim Judge, in accordance with 4 CSR 240-2.060(1)(M), first being duly sworn upon my oath, hereby verily state that I am over the age of twenty-one years, sound of mind, and am authorized to act on behalf of Southwestern Bell Telephone Company, d/b/a AT&T Missouri regarding the foregoing document. I have read the document to which this Verification is appended. The facts contained therein are true and correct according to best of my knowledge, information and belief.

Tim Judge

Sworn and subscribed to before me this 10<sup>th</sup> day of February, 201

Notary Public





To: AT&T

From: Olga Gencheva

CC: Demetria White-Gaulden

Date: February 2, 2015

Re: Safety Valve Request

The Saint Luke's Health System in Kansas City, Mo is in need of expanding its voice network for new corporate office. This facility is also part of a larger voice network that utilizes approximately 14,000 DID numbers from different Central Office locations across the greater Kansas City metro area.

SLHS has requested AT&T for additional 500 DID numbers and was provided with the answer that there are no 500 numbers available in any prefix.

The additional DID numbers are needed urgently as phone number shortage affects patient care.

Please treat this letter as a Safety Valve Request for 500 consecutive DID numbers in following ranges:

```
816-XXX-00xx (20000-20199)
```

816-XXX-01xx

816-XXX-12xx (21290-21299)

816-XXX-14xx (21400-21499)

816-XXX-40xx (24000-24099)

816-XXX-47xx (24700-24799)

816-XXX-63xx (26300-26499)

816-XXX-64xx

816-XXX-73xx (27300-27399)

816-XXX-80xx (28000-28099)

816-XXX-91xx (29100-29599)

816-XXX-92xx

816-XXX-93xx

816-XXX-94xx

816-XXX-95xx

816-XXX-97xx (29700-29799)

816-XXX-99xx (29900-29999)

Please advise when these number ranges are available.

Olga Gencheva

Olga Gencheva

Network Engineer II Information Services

Saint Luke's Health System

800 NW Chipman Road, Suite 5950

Lee's Summit, MO 64063

Phone (816) 251-9922

E-mail ogencheva@saint-lukes.org

TBPAG Attachment 1 – February 11, 2008 ATIS-0300066.at1

# Thousands-Block Application Form Part 1A

Type of Application (check one):	X□ New	□ Change <sup>i</sup>	□ Disconnect		
GENERAL APPLICATION INFORMATION					
1.1 Contact Information:					
Block Applicant:  Company Name:AT&T CORPORATION Headquarters Address: _2600 CAMINO RA Contact Name: ESTHER LIU Contact Address: _2600_CAMINO RAMON	AMON City SA	N RAMON State  City SAN RAMON	<u> </u>		
Phone: <u>925-543-1203</u> Fax: <u>925-355-9268</u> E-Mail: <u>el1683@att.com</u>			-		
	<u>, SUITE 571</u> _Cit Fax:		ate <u>CA</u> Zip <u>94520</u>		
E-Mail: kevin.gatchell@neustar.biz		<del></del>			
1.2 General Information`					
Check one: No LRN needed X	_LRN needed <sup>iii</sup> _				
NPA: <u>816</u> LATA: <u>524</u> OCN <sup>iv</sup> : <u>9533</u> I Number of Thousands-Blocks Requested:		s OCN_9533			
Switch Identification (Switching Entity/POI Rate Center *: <u>KANSASCITY</u> Rate Center					
1.3 Dates					
Date of <u>02/04/2015</u> Requested Block E Request Expedited Treatment? (See Section			_		
1.4 Type of Service Provider Requesting	the Thousands-l	Block:			
a) Type of Service Provider: <u>LEC</u> b) Primary type of service Blocks to be c) Thousands-Block(s) (NXX_X) <u>816-N</u> d) Thousands-Block(s) (NXX-X) that an	NX2-9XXX	CLINE	LEC, IXC, CMRS, Other)		
e) If requesting a code for LRN purpose be given to the pool)		block(s) you will be	keeping (the remainder of the blocks will		

Tracking Number: \_\_\_\_

Signature of Block Applicant

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Date

## Thousands-Block Application Form Part 1A

Fail IA
1.5 Type of Request
Initial block for rate center: Yes, If Yes attach evidence of authorization and proof of capability to provide Service within 60 days
Growth block for rate center: Yes_X_, If Yes, attach months to exhaust worksheet
Change block: Yes, If Yes, indicate NPA-NXX-X, type of and reason for change:
Disconnect block: Yes, If Yes, list NPA-NXX-X
1.6 Block Return
<ul> <li>a) Is this block Contaminated: Yes or No</li> <li>b) If Yes how many TNs are NOT available for assignment:</li> <li>c) Have all new Intra SP ports been completed in the NPAC: Yes or No</li> <li>d) Has this block been protected from further assignment: Yes or No</li> </ul>
Remarks: SAFETY VALVE WAIVER REQUEST – ST. LUKE'S HEALTH SYSTEM
I hereby certify that the above information requesting an NXX-X block is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Thousands-Block (NXX-X) Pooling Administration Guideline (ATIS-0300066) available on the ATIS web site (www.atis.org/inc) or by contacting <a href="mailto:inc@atis.org">inc@atis.org</a> as of the date of this application.
ESTHER LIU CODE ADMINISTRATOR 02/04/2015

Title

TBPAG Attachment 1 – February 11, 2008 ATIS-0300066.at1

## Thousands-Block Application Form Part 1A

#### Instructions for filling out each Section of the Part 1A form:

- Section 1.1 Contact information requires that Service Providers supply under "Block Applicant" the company name, company headquarters address, a contact within the company, an address where the contact person may be reached, in addition to the correct phone, fax, and e-mail address. The Pooling Administrator section also requires the Service Provider to fill in the Pooling Administrator's name, address, phone, fax and e-mail.
- Service Providers who need a thousands-block assignment or for an Location Routing Number (LRN) are required to fill in this section. If needed for an LRN, a CO Code Application needs to also be submitted to the PA. The Service Provider should supply the Numbering Plan Area (NPA); the Local Access Transport Area (LATA), which is a three-digit number that can be found in the Telcordia<sup>TM</sup> LERG<sup>TM</sup> Routing Guide. The Operating Company Number (OCN) assigned to the service provider and the OCN its parent company. An OCN is a four-character alphanumeric assigned by Telcordia<sup>TM</sup> Routing Administration (TRA). In addition, the number of thousands-blocks requested should be supplied. The Switch Identification as well as the city or wire center name, rate center, rate center sub zone, homing tandem and CLLI<sup>TM</sup> tandem of the facilities based provider viii. Explanations of these terms may be found in the footnotes.
- Section 1.3 The date the Service Provider completes the application should be entered in this section, as well as the Effective Date of the requested thousands-block.
- Section 1.4 Service Providers should indicate their type, e.g., local exchange carrier, competitive local exchange carrier, inter-exchange carrier, CMRS. The also indicate the primary type of business in which the numbering resource is to be used. Service Providers also may indicate their preference for a particular thousands-block, e.g., 321-9XXX, or indicate any thousands-blocks that may be undesirable, e.g., 321-6XXX.
- Section 1.5 Service Providers indicate the type of request. Initial requests are for first applications for thousands-blocks in a rate center, growth for additional thousands-blocks in a rate center in which the applicant already has numbering resources, and provide the required evidence as ordered by the FCC.
- Section 1.6 Service Providers shall indicate the updated/current information in regards to contaminated TNs on the block they are returning to the pool. Blocks with over 10% contamination (101 TNs or more) shall not be returned to the pool unless they meet criteria outlined in section 9.1.2 of these Guidelines. If the block being returned is over 10% contaminated the PA must seek a new block holder. If question c and/or d have a response of No, the request for return shall be denied.

The thousands-block applicant certifies veracity of this form by signing their name, and providing their title and date.

Tracking Number:	
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### **Thousands-Block Application Form** Part 1A

Foot Notes:

<sup>i</sup> Identify type of and reason for change(s) in Section 1.5.

The Pool Administrator is available to assist in completing these forms.

iii A CO Code application will also need to be submitted to the PA

Operating Company Number (OCN) assignments must uniquely identify the applicant. Relative to CO Code assignments, NECA-assigned Company Codes may be used as OCNs. Companies with no prior CO Code or Company Code assignments should contact NECA (800 524-1020) to be assigned a Company Code(s). Since multiple OCNs and/or Company Codes may be associated with a given company, companies with prior assignments should direct questions regarding appropriate OCN usage to (TRA) (732-699-6700).

<sup>&</sup>lt;sup>v</sup> This is an eleven-character descriptor of the switch provided by the owning entity for the purpose of routing calls. This is the 11 character CLLI<sup>TM</sup> code of the switch /POI.

vi Rate Center name must be a tariffed Rate Center.

vii Please ensure that the NPA-NXX of the LRN to be associated with this block(s) is/will be active in the PSTN prior to the effective date of the block(s). viii Telcordia, LERG Routing Guide, and CLLI are trademarks of Telcordia Technologies, Inc.

Exhibit D

### MONTHS TO EXHAUST and UTILIZATION CERTIFICATION WORKSHEET – TN Level <sup>1</sup> (Thousands-Block Number Pooling Growth Block Request)

Date <u>02/04/2015</u> OCN: <u>9533</u> Company Name: <u>SOUTHWESTERN BELL</u>

Rate Center: KANSASCITY

List all Codes NPA(s)-NXXs and Blocks NPA(s)-NXX-X(s): NPA/NXX (82); NPA/NXX-X (496)

Name of Block Applicant: **ESTHER LIU** Signature: **SIGNATURE ON FILE** 

Title: MANAGER-NETWORK SERVICES Telephone No.: 925-543-1203 FAX No.: 925-355-9268

E-Mail: el1683@att.com

A. Available numbers: 516917

B. Assigned numbers: 681411

C. Total Numbering Resources: <u>1315975</u>

D. Quantity of numbers activated in the past 90 days and excluded from the Utilization calculation: <u>0</u> List excluded Code(s) or Block(s):

Month #1 #2 #3 #4 #5 #6 #7 #8 #9 #10 #11 #12 -2150 -273 -5072 -1678 -1135 <u>-16</u>86 Growth History - Previous 6 months<sup>2</sup> 0 0 1308 <u> 196</u> <u>15</u> 166 180 -372 -404 -636 -1131 -747

F. Forecast – Next 12 months<sup>3</sup>

G. Average Monthly Forecast (Sum of months #1-6 (Part F above) divided by 6): 280.833

H. Months to Exhaust<sup>4</sup>

Numbers Available for Assignment to Customers (A)

Average Monthly Forecast (G)

= 1840.66

I. Utilization<sup>5</sup>
Assigned Numbers (B) \* 100 = 51.780%

Total Numbering Resources (C) Evaluated Numbers

Total Numbering Resources (C) – Excluded Numbers

(D)

<sup>1</sup> A copy of this worksheet is required to be submitted to the Pooling Administrator when requesting additional numbering resources in a rate center. For auditing purposes, the applicant must retain a copy of this document.

<sup>2</sup> Net change in TNs no longer available for assignment in each previous month, starting with the most distant month as Month #1, and Month #6 as the current month.

<sup>3</sup> Forecast of TNs needed in each following month, starting with the most recent month as Month #1.

<sup>4</sup> To be assigned an additional thousands-block (NXX-X) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g) (3) (iii)).

<sup>&</sup>lt;sup>5</sup> Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii))

From: genevieve.bettiga@neustar.biz [mailto:genevieve.bettiga@neustar.biz] Sent: Wednesday, February 04, 2015 4:33 PM

To: TOLENTINO, LEILA M Cc: PA\_Part3@neustar.biz

Subject: 816-KANSASCITY-MO-800880 DENIED PAS - Part 3 Confirmation

### Pooling Administration System

Dated 04 February 2015

January 12, 2015 Attachment 3

ATIS-0300066.at3

Pooling Administrator's Response/Confirmation TBPAG Part 3

Tracking Number:	816- KANSAS MO-8008		-	
Date of Application:	02/04/20	015	Effective Date:	
Date of Receipt:	02/04/20	015	Date of Response:	02/04/2015
Service Provider Name:	SOUTH	WESTER	N BELL	
(iconectiv <sup>TM</sup> LERG <sup>TM</sup> Routing Guide ) OCN:	9533			
Parent Company OCN:	9533			
NPAC SOA SPID :				
Pooling Administrator	Contact I	Informatio	on:	
Genevieve Bettiga		Phone:		925-363- 7652
Signature of Pooling Administrator				
Genevieve Bettiga		Fax:		925-363- 7683
Name (print)		•		

Email:	genevieve.bettiga@neu	star.biz
NPA-NXX or NPA-NXX-X	Block Assigned	l:
<u> </u>	– Block Reserved	 l:
	Block Reservation Expiration Date	
	Block/Code Modified:	
	Block/Code Disconnected:	
Block Contaminated(Yes	s or No):	
If Yes, enter the number	of TNs contaminated:	
	•	
Switch Identification(Swi	itch Entity/POI): 1	KSCYMO55DS3
Rate Center:		KANSASCITY
request for a new block is State Waiver from the app denial. If you are in disagi	and/or Utilization requirents denied. You may proceed propriate state commission reement with the disposition ands-Block Number (NXX-)	I with requesting a n using this Part 3 on of this request,
Request withdrawn.  Explanation:		

	Explanation:		
Ren	narks:		

<sup>&</sup>lt;sup>1</sup> This is an eleven-character descriptor provided by the owning entity for the purpose of routing calls. This must be the CLLI <sup>TM</sup> Location Identification code of the switching entity/POI shown on the Part 1A form (LERG ROUTING Guide and CLLI are trademarks of Telcordia Technologies, Inc. dba iconectiv)

