

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of Telephone Number)	<u>DOCKET NO. 99-999-04</u>
Conservation Measures for (801))	
Area Code Relief)	<u>ORDER ON RECONSIDERATION</u>

ISSUED: December 5, 2000

By The Commission:

This Order clarifies only the practical application of the Commission's 90 percent utilization threshold set in our November 2, 2000 Order. Other issues raised before the Commission for reconsideration or rehearing with respect to the Docket will be addressed in a subsequent Order.

Our review and reconsideration of the record leads us to conclude that the difficulties imposed on the carriers by a 90% utilization factor are in one specific circumstance detrimental to a carrier's ability to serve customers. This occurs when the company's customer base in the specific geographic area in which the numbers will be assigned is growing at such a rate that the 10% cushion is not large enough to carry the carrier through the time period between requesting additional codes and the date at which the numbers within the codes are actually available for assignment by the carrier. Therefore, an allowance must be made so that carriers are able to serve their growing customer base in these areas.

In making this accommodation the Commission stresses that all previously ordered conservation measure remain in place and must be followed by the industry. Specifically numbers must be issued sequentially, unused NXX codes must be returned, and any carrier desiring to request codes in the 801 lottery process must submit copies of their documentation showing a 90% utilization level within a given rate center (or an imminent exhaust date as Ordered below) to the Commission for approval before codes may be awarded in the lottery process.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

- Carriers may apply for new NXX codes within the 801 NPA only after a showing before the Commission of either of the two following conditions:

A. That within the specific rate center for which they are applying for additional code/s, they are utilizing (actively assigned or appropriately aging) 90% of all numbering resources assigned to them within that rate center, or,

B. That Commission approved forecasts show that they will exhaust their current numbering resources before a date determined by adding the lag time associated with applying for, receiving, and activating new numbers to the next month's NXX code lottery award date.

- Carriers availing themselves of option B must also submit a letter of agreement that they will return any unused NXX codes if the forecasted demand does not occur.

DATED at Salt Lake City, Utah, this 5th day of December, 2000.

/s/ Stephen F. Mecham, Chairman

/s/ Constance B. White, Commissioner

/s/ Clark D. Jones, Commissioner

Attest:

/s/ Julie Orchard

Commission Secretary