



State of Utah  
Department of Commerce  
Division of Public Utilities

FRANCINE GIANI  
*Executive Director*

THAD LEVAR  
*Deputy Director*

CHRIS PARKER  
*Director, Division of Public Utilities*

GARY HERBERT.  
*Governor*  
GREG BELL  
*Lieutenant Governor*

June 14, 2012

**TO: PUBLIC SERVICE COMMISSION**

**FROM: DIVISION OF PUBLIC UTILITIES**

Chris Parker, Director  
Bill Duncan, Manager, Telecommunications and Water  
Paul M. Anderson, Utility Technical Consultant

**RE:** Qwest Corporation dba CenturyLink (CenturyLink) requests a waiver of the threshold requirements outlined in FCC's Numbering Resource Optimization Orders, FCC 00-429 and FCC 01-362 released in CC Docket No 99-200. Utah Docket No. 12-049-09.

**RECOMMENDATION: Approve Waiver**

The Division recommends that the Commission approve CenturyLink's request for a waiver of threshold requirements and direct PA/NeuStar, the Numbering Plan Administrator (NPA), to provide the four requested one thousand blocks of sequential numbers to accommodate a request for a CenturyLink customer located in the Utah 385 Lehi Rate Center.

**BACKGROUND:**

On June 7, 2012, CenturyLink requested a waiver of the threshold requirements outlined in FCC's Numbering Resource Optimization Orders, FCC 00-429 and FCC 01-362 released in CC Docket No. 99-200. CenturyLink had previously submitted a request for the NXX to PA/NeuStar on June 4, 2012, which was immediately denied based on the availability of blocks in the Industry Pool inventory. Although CenturyLink met the FCC requirements for Utilization and Months to Exhaust, the available blocks in the Industry Pool Inventory do not satisfy the customer's requested requirement for an NXX Code ending in 5; 385-NX5. The FCC has affirmed that in instances where a carrier does not have the inventory to satisfy a specific customer request for a large block of numbers it allows for a waiver of the rules and the State Commission may grant

relief to carriers with a “verifiable need due to the carrier’s inability to satisfy a specific customer request.”<sup>1</sup>

This inability can be demonstrated to the State Commission by the carrier providing “documentation of the customer request and current proof of utilization in the rate center.”<sup>2</sup> The Order proposes that state commissions review a waiver within 10 business days.

**ANALYSIS:**

CenturyLink has provided documentation from its customer indicating that it requires four 1,000 Blocks of sequential telephone numbers in the 385 NPA, Lehi Rate Center, which CenturyLink cannot provide based on its current inventory. CenturyLink has also provided documentation of its application to PA/NeuStar for the above blocks.

The Division has reviewed the documentation provided by CenturyLink supporting its requested waiver of threshold requirements and has found them to be in order. The customer will return 1,500 existing telephone numbers to the Orem rate center which will be available for assignment after a transition period for establishing the customer’s new location in Lehi. The specific telephone numbers requested are required for future/planned growth. The issuance of these number blocks will not significantly affect the available number pool in the 385 NPA, nor will it immediately affect the exhaust date of the 385 NPA.

---

<sup>1</sup> *In the Matter of Numbering Resource Optimization Implementation of the Local Competition Provision of the Telecommunications Act of 1996 Telephone Number Portability, 3<sup>rd</sup> Report and Order & 2<sup>nd</sup> order on Reconsideration in CC Docket No. 96-98 & in Docket No. 99-200, Fcc 01-362, 3<sup>rd</sup> Report & Order ¶61 (2001)*

<sup>2</sup> ID., at ¶64.