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August 20, 2013

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: Request for waiver by AT&T of the threshold requirements outlined in FCC's Numbering Resource Optimization Orders, FCC 00-429 and FCC 01-362 Released in FCC Docket No 99-200 for a location served within the Ogden Rate Center. Docket No. 13-087-01

RECOMMENDATION: Approve Waiver

The Division recommends that the Commission approve AT&T's request for a waiver of threshold requirements and direct PA/NeuStar, the Numbering Plan Administrator (NPA), to provide the requested three blocks of 1,000 sequential numbers (3,000 numbers) to accommodate a request for an AT&T customer in the Utah 801/385 NPA Ogden Rate Center.

BACKGROUND:

On August 15, 2013, AT&T 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. AT&T had previously submitted a request for the numbers to PA/NeuStar which was immediately denied based on AT&T's Months to Exhaust (MTE) and/or Utilization threshold for new numbering requests. The FCC has affirmed that in instances where a carrier has neither the inventory to satisfy a specific customer request, nor the utilization for obtaining more numbers, the State Commission may grant relief to carriers with a "verifiable need due to the carrier's inability to satisfy a specific customer request."¹

¹ *In the Matter of Numbering Resource Optimization Implementation of the Local Competition Provision of the Telecommunications Act of 1996 Telephone Number Portability, 3rd Report and*

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.”²

REQUEST:

AT&T has provided documentation indicating that its customer is requesting 2,500 telephone numbers in the 801/835 NPA, Ogden Rate Center, which it cannot provide based on its current inventory.

ANALYSIS:

The customer is requesting 2,500 telephone numbers from 801/835 NPA. These telephone numbers are required for future/planned growth. The issuance of these number blocks will not significantly affect the available number pool in the 801/835 NPA, nor will it affect the exhaust date of the 801/835 NPA.

Order & 2nd order on Reconsideration in CC Docket No. 96-98 & in Docket No. 99-200, Fcc oI-362, 3rd Report & Order ¶61 (2001)

² ID., at ¶64.