



SPENCER J. COX
Governor

DEIDRE M. HENDERSON
Lieutenant Governor

UTAH DEPARTMENT OF COMMERCE

Division of Public Utilities

MARGARET W. BUSSE
Executive Director

CHRIS PARKER
Division Director

Action Request Response

To: Public Service Commission of Utah

From: Utah Division of Public Utilities

Chris Parker, Director

Artie Powell, Manager

Doug Wheelwright, Utility Technical Consultant Supervisor

Casey J. Coleman, Utility Technical Consultant

Date: September 26, 2022

Re: **Docket No. 22-2202-01**, Electric Lightwave, LLC dba Allstream Number Waiver Request for 385 NPA, Salt Lake City Rate Center.

Recommendation (Approval)

The Division of Public Utilities (Division) recommends the Public Service Commission of Utah (Commission) approve Electric Lightwave, LLC dba Allstream's (Allstream) request for a waiver of threshold requirements and direct, the Numbering Plan Administrator (PA), to provide two blocks of 1,000 sequential numbers in the Utah 385 area code, Salt Lake City Rate Center.

Issue

On September 15, 2022, Allstream requested a waiver of the threshold requirements based on the Federal Communications Commission ("FCC") Rules found at 47 C. F.R. § 52.15(g)(4) and pursuant to the Thousands-Block Number (NXX-X) Pooling Administration Guidelines ("TBPAG") and the Central Office Code (NXX) Assignment Guidelines published by the Industry Numbering Committee ("INC"). Allstream previously submitted a request for the numbers to the PA, which was immediately denied because Allstream does not meet the utilization requirements and the Months to Exhaust (MTE) 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

Division of Public Utilities

Heber M. Wells Building • 160 East 300 South • P.O. Box 146751 Salt Lake City, UT 84114-6741
www.dpu.utah.gov • telephone (801) 530-7622 • toll-free in Utah (877) 874-0904 • fax (801) 530-6512

Commission may grant relief to carriers with a “verifiable need due to the carrier’s inability to satisfy a specific customer request.”¹

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

Background

Allstream has provided documentation indicating that its customer is requesting 1,000 telephone numbers in the 385 area code, Salt Lake City Rate Center, which it cannot provide based on its current inventory.

Discussion

The customer is requesting 1,000 telephone numbers from 385 area code, Salt Lake City Rate Center. These telephone numbers are required to service a specific customer of Allstream. Without the waiver from the Commission, Allstream will be unable to meet the needs of its customer.

Allstream is requesting two number blocks to be opened to meet the network requirements of its customer. Allstream did not have blocks in the Salt Lake City Rate Center that could provide the necessary sequential numbers needed. To mitigate this and meet the needs of the customer there is a thousand block of numbers available that uses 900 numbers from one 1,000 block of numbers and the remaining 100 numbers from the second block of numbers. Because of this unique situation, Allstream is requesting two blocks of 1,000 numbers. The issuance of these number blocks will not significantly affect the available number pool in the 385 area code, nor will it affect the exhaust date of the 385 area code. Because of this the Division recommends the Commission grant the waiver.

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 Order & 2nd order on Reconsideration in CC Docket No. 96-98 & in Docket No. 99-200, Fcc 01-362, 3rd Report & Order ¶61 (2001)*

² ID., at ¶64.

Conclusion

The Division requests the Commission grant the waiver to Allstream for two 1,000 block of telephone numbers. Granting the request will allow Allstream to meet its requested date of service of November 4, 2022.

cc: Donna Heaston, Corporate Attorney, Allstream
Patricia Schmid, DPU
Margaret Harrell-Simington, NANPA