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T.R.A. DOCKET ROOM

BY OVERNIGHT MESSENGER

October 4, 2006

Tennessee Regulatory Authority
Attn: Ms. Sharla Dillon, Dockets Manager
460 James Robertson Parkway
Nashville, TN 37243-0505

**RE: Petition of Citizens Telecommunications Company of the Volunteer
State for Expedited Review of Central Office Code Denial;**

Docket No. 06-00257

Dear Ms. Dillon:

Please find enclosed for filing the original and 12 copies of the above-referenced petition by which Citizens Telecommunications Company of the Volunteer State requests the Authority to review and overrule the denial of the Number Pooling Administrator of Citizens' application for additional thousand number blocks to serve St. Mary's Hospital in Powell, Tennessee.

Very truly yours,



Gregg C. Sayre
Assistant Secretary

GCS/hmj
Encl. (original and 12 copies)

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

**IN RE: PETITION FOR EXPEDITED)
REVIEW OF GROWTH THOUSAND)
BLOCKS BY THE NUMBER POOLING)
ADMINISTRATION RELATING TO)
ST. MARY'S HOPSITAL)**

DOCKET NO. _____

**PETITION OF CITIZENS TELECOMMUNICATIONS COMPANY OF
THE VOLUNTEER STATE, LLC FOR EXPEDITED
REVIEW OF CENTRAL OFFICE CODE DENIAL**

Citizens Telecommunications Company of the Volunteer State, LLC ("Citizens"), pursuant to rules adopted by the Federal Communications Commission for challenging determination of the Number Pooling Administrator ("Neustar"), petitions the Tennessee Regulatory Authority for an expedited review of NeuStar's denial of Citizens application for additional blocks in the 865 area code and 859 central office code.

1. Citizens is a local exchange carrier providing telecommunications services in Tennessee under the jurisdiction of the Tennessee Regulatory Authority.
2. NeuStar is an independent, non-government entity that is responsible for administering and managing numbering resources in pooling areas. *See* 47 C.F.R. § 52.13 (a) and (b).
3. On March 31, 2000, the Federal Communications Commission issued a Report and Order and Further Notice of Proposed Rule Making relating to numbering resource optimization ("FCC 00-104" or the "March Order"). On December 29, 2000, the FCC issued its Second Report and Order, Order on Reconsideration in CC Docket No. 96-98 and CC Docket No. 99-200, and Second Further Notice of Proposed Rulemaking in CC Docket No. 99-200 ("FCC 00-249" or the

“December Order”). These FCC orders addressed issues and strategies relating to the efficient use of numbering resources.

4. In FCC 00-104 and FCC 00-249, the FCC announced rules and sought comments in an effort to implement uniform standards governing requests for telephone numbering resources in order to increase efficiency in the use of the existing telephone numbers and to slow further exhaustion of existing numbers under the North American Numbering Plan.
5. Among other things, FCC 00-104 adopted a revised standard for assessing a carrier’s need for numbering resources by requiring carriers to report rate center based utilization to NeuStar. The FCC further required that to qualify for access to new numbering resources, applications must establish that existing inventory within the applicant’s rate center will be exhausted within six months of the application.
6. In addition to the months-to-exhaust (“MTE”) requirement described above, the FCC’s rules also require carriers to meet a rate center utilization threshold of 60 percent to receive additional numbering resources in a given rate center. FCC 00-249 at ¶22; FCC 01-362 ¶¶50-52. The utilization threshold increases by five percent per year until it reaches a maximum 75 percent. Based on the FCC’s orders, carriers must meet both the six-month MTE requirement and the utilization threshold on a rate center basis to obtain additional number resources. *Id.* ¶29.
7. On September 26, 2006, Citizens submitted a National Pooling Request for 4 additional thousand blocks (4,000 numbers) necessary to meet the increased telephone number needs of St. Mary’s Hospital (*Exhibit A*). Exhibit A also includes Citizens’ MTE calculations.

8. The assignment request made on behalf of St. Mary's Hospital is for 4,000 additional telephone numbers in the 865 area code. Citizens currently has 1000 consecutive numbers available, but these numbers do not meet the customer's needs. St. Mary's Hospital is currently using 865-859 and has an immediate need for 4,000 more consecutive numbers in 865-859, preferably using the 1x, 2x, 3x and 8x thousand groups to support a new hospital, campus expansion and doctors' offices.
9. Based on the Powell Rate Center data that was used to calculate Citizens' MTE, Citizens' numbering resources would exhaust in approximately 24 months.
10. While Citizens' MTE is 12 months, Citizens is currently operating at a 62.5% utilization rate. Despite this current level of utilization, Citizens is unable to provide the requested 4,000 numbers through the switch that would serve St. Mary's Hospital & Fitness within the Powell rate center.
11. On September 26, 2006, Citizens request was denied on the grounds that Citizens did not meet the utilization threshold required in the Central Office Code (NXX) Guidelines. This decision is attached hereto as ***Exhibit B***.
12. As results of the denial of Citizens' request for additional numbering resources, Citizens is unable to provide the telecommunications services requested by its customer in Tennessee.
13. Under previous procedures used by the North American Numbering Plan Administration ("NANPA"), waivers or exceptions were typically granted in any case where customer hardships could be demonstrated or where the service provider's inventory did not have a block of sequential numbers large enough to meet the customer's specific request. Under existing procedures, however, NeuStar looks at the MTE criteria and utilization threshold for the rate center and allows no exceptions. By refusing to consider the circumstances of each case,

NeuStar's procedure may result in decisions contrary to the public interest and decisions that do not necessarily preserve the efficient use of telephone numbers or postpone dates of exhaust.

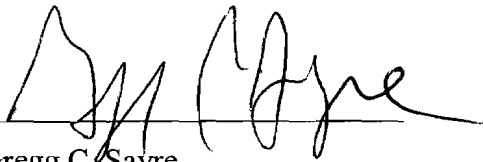
14. Citizens' inability to provide this large business customer with the requested numbers in new thousands blocks prevents Citizens from providing the quality of service this customer desires and expects. Correspondence from St. Mary's Hospital & Fitness describing its request is attached as *Exhibit C*.
15. Both the FCC Order and NeuStar's Central Office Code (NXX) Guidelines provide that state regulatory authorities have the power and authority to review NeuStar's decision to deny a request for numbering resources. *See* 47 C.F.R. §52.15 (g)(4).
16. This Authority has previously received similar requests from BellSouth Telecommunications, Inc. in which BellSouth asked the Authority to overrule a decision of NANPA and NeuStar. *See* Docket 03-00482 and Docket 03-00591. In both cases, the Authority granted BellSouth's request. State commissions in North Carolina, Florida, and Louisiana have also granted such request from BellSouth and from US LEC. The Authority also granted a previous Citizens request for a central office code to serve this customer. *See* Docket 04-00254. Citizens' additional request in this case is due to the customer's significant expansion of its health care facilities.
17. Citizens seeks the Authority's review of NeuStar's decisions to withhold numbering resources from it on the grounds that the CO Code Administration database denial (1) violates the rules and orders of the FCC which grant carriers access to numbering resources to meet specific customer demands upon a sufficient showing of need and (2) interferes with Citizens' ability to serve its customers within Tennessee. As the FCC has stated, "Under no circumstances should consumers be precluded from receiving telecommunications services of

their choice from providers of their choice for want of numbering resources” FCC 00-429 at ¶61. By refusing to grant numbering resources sufficient to meet St. Mary’s Hospital and Fitness needs, the decision is preventing the customer from obtaining the service of its choice from its carrier of choice, Citizens.

Relief Sought

For these reasons, Citizens requests that the Authority review the decision of NeuStar to deny Citizens’ request for additional numbering resources and direct NeuStar to provide four additional thousands blocks to meet the specific requirements of St. Mary’s Hospital & Fitness in Powell, Tennessee.

Respectfully submitted,
Citizens Telecommunications Company of the
Volunteer State, LLC

By: 
Gregg C. Sayre
Assistant Secretary

APPLICATION**Exhibit A****Pooling Administration System** connie.wray@frontiercorp.com (SP)

Sign Out

Part 1A

Type of Application : New**Tracking Number : 865-POWELL-TN-100174****1.1 Contact Information :***Note: If any of the contact info is incorrect, edit your user profile.***Block Applicant :**Company Name **FRONTIER VOL STATE**Headquarters Address **180 S. Clinton Avenue**City **Rochester**State **NY**Zip **14646**Contact Name **Connie Wray**Contact Address **180 S. Clinton Avenue**City **Rochester**State **NY**Zip **14646**Telephone **(585) 777-5241**Fax **(585) 423-9314**E-mail **connie.wray@frontiercorp.com****Pooling Administrator ⁱ:**Contact Name **Genevieve Paulino**Contact Address **1800 Sutter St. Ste. 780**City **Concord**State **CA**Zip **94520**Telephone **(925) 363-7652**Fax **(925) 363-7683**E-mail **genevieve.paulino@neustar.biz****1.2 General Information**LRN Neededⁱⁱ **YES**NPA **865**LATA **474**OCNⁱⁱⁱ **0577 - FRONTIER VOL STATE**Parent Company OCN **3400**Number of Thousands-Blocks
Requested **4**Switch Identification (Switching
Identity/POI)^{iv} **POWLTXADS0**City or Wire Center
NameRate Center^v **POWELL**

Rate Center Sub Zone

1.3 Dates

Date of Application^{vi} **08/24/2004**Requested Block Effective Date **11/05/2004**Request Expedited Treatment **N****1.4 Type of Service Provider Requesting the Thousands-Block**

- a) Type of Service Provider **Incumbent Local Exchange Carrier (ILEC)**
- b) Primary type of service Blocks to be used for **Wireline**
- c) Thousands-Block(s) (NPA-NXX-X) assignment preference **865-xxx-4 865-xxx-5 865-xxx-6 865-xxx-7**
- d) Thousands-Block(s) (NPA-NXX-X) that are undesirable for this assignment, if any
- e) If requesting a code for LRN purposes, indicate which block(s) you will be keeping (the remainder of the blocks will be given to the pool) **865-xxx-4 865-xxx-5 865-xxx-6 865-xxx-7**

1.5 Type of Request

Initial block for rate center

Growth block for rate center **Yes**

Change block

Disconnect block

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 Guidelines (ATIS-0300066)

[Back](#) [Print](#)

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.

Section 1.2 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 TelcordiaTM LERGTM 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 TelcordiaTM 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 CLLITM tandem of the facilities based provider^{vii}. 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, interexchange carrier, CMRS. They 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.

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

Foot Notes:

- ⁱ The Pool Administrator is available to assist in completing these forms.
- ⁱⁱ A CO Code application will also need to be submitted to the PA
- ⁱⁱⁱ 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).
- ^{iv} 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 CLLITM code of the switch /POI.
- ^v Rate Center name must be a tariffed Rate Center.
- ^{vi} Acknowledgment and indication of disposition of this application will be provided to applicant within seven calendar days from the date of receipt of this application. An incomplete form may result in delays in processing this request.
- ^{vii} Telcordia, LERG Routing Guide, and CLLI are trademarks of Telcordia Technologies, Inc.

Exhibit A

Pooling Administration System

connie.wray@frontiercorp.com (SP)

Sign Out

Months to Exhaust and Utilization Certification Worksheet - TN Level¹Date **Wednesday, October 4, 2006**OCN **0577**Company Name **FRONTIER VOL STATE**Rate Center **POWELL**List all Codes NPA(s)-NXXs and Blocks NPA(s)-
NXX-X(s)

865-32-1x-4x, 6x-8x; 865-859-4x-7x; 865-938-0x-9x; 865-947-0x-9x

Name of Block Applicant **Ms Connie Wray**Title **Engineering Support Analyst**Telephone Number **(585) 777-5241**Fax Number **(585) 423-9314**E-Mail **connie.wray@frontiercorp.com**A. Available Numbers * **13526**B. Assigned Numbers * **22473**C. Total Numbering Resources * **35999**D. Quantity of numbers activated in the past 90
days and excluded from the Utilization calculation * **0**

List excluded Code(s) or Block(s)

E. Growth History - Previous 6 months² *

Month 1	63	Month 2	91
Month 3	24	Month 4	101
Month 5	133	Month 6	115

F. Forecast - Next 12 months³ *

Month 1	200	Month 2	200
Month 3	200	Month 4	200
Month 5	200	Month 6	200
Month 7	200	Month 8	200
Month 9	200	Month 10	200
Month 11	200	Month 12	200

G. Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6) **200.000**

H. Months to Exhaust⁴ (Numbers Available for Assignment to customers (A) / Average Monthly Forecast (G))

Block Requested	A. Available Numbers	H. Months to Exhaust
1	13526	67.630
2	14526	72.630
3	15526	77.630
4	16526	82.630

I. Utilization⁵ Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded Numbers (C) * 100) **62.427**

Explanation

¹A 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.

²Not 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.

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

⁴To 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)).

⁵Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii)).


Show Calculations

Continue

Cancel

Exhibit B

Exhibit B

Pooling Administration System [connie.wray@frontiercorp.com \(SP\)](#)[Sign Out](#)**Months to Exhaust and Utilization Certification Worksheet - TN Level (Continued)**

Your utilization calculates to **62.427 percent**. The FCC requires a utilization of **75.000 percent**.

Select One Option and Submit

- ☒ Return to the Months To Exhaust Form
- ☐ Discard all the information provided for the request and start with a fresh Part 1A
- ☐ State Waiver Option

[Submit](#)[Cancel](#)

Exhibit C

Exhibit C



900 E. Oak Hill Avenue
Knoxville, TN 37917
865.545.8000

St. Mary's Medical Center
900 E. Oak Hill Avenue
Knoxville, TN 37917
865.545.8000

St. Mary's Jefferson
Memorial Hospital
110 Hospital Drive
Jefferson City, TN 37760
865.471.2500

St. Mary's Medical Center
of Campbell County
919 E. Central Avenue
LaFollette, TN 37766
423.907.1200

September 29, 2006

To whom it may concern:

The construction of our new St Mary's North Hospital is moving ahead on schedule and expected to open in late summer of 2007. We are currently in the process of designing our numbering plan to line up with an existing dialing plan with our other facilities and to meet the needs for future expansion at the North Campus. Our goal is to make it easy for the public to associate patient room numbers with patient room telephone numbers, for example: patient room 1 on the first floor would have a room number of 1001 and a phone number of 859-1001. This same pattern would follow for all floors and future wings.

Jefferson Memorial Foundation
110 Hospital Drive
Jefferson City, TN 37760
865.471.2500

To follow this plan we need to secure the following 4000 DID numbers; 859-1000 thru 1999, 859-2000 thru 2999, 859-3000 thru 3999 and 859-8000 thru 8999. Please submit this request and advise me if any additional information is needed.

St. Mary's Ambulatory Surgery Center
1515 St. Mary's Street
Knoxville, TN 37917
865.546.5075

St. Mary's Foundation
900 E. Oak Hill Avenue
Knoxville, TN 37917
865.545.7690

St. Mary's Health & Fitness Center
7540 Dannaheer Lane
Knoxville, TN 37849
865.938.5015

St. Mary's Holston Health & Rehab
3916 Boyds Bridge Pike
Knoxville, TN 37914
865.524.1500

St. Mary's HomeCare Services
5411 Fountain Road, Suite 200
Knoxville, TN 37918
865.545.3500

St. Mary's Residential Hospice
7447 Andersonville Pike
Knoxville, TN 37938
865.925.5500

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jeff McAfee', written in a cursive style.

Jeff McAfee
Technical Team Leader
865-545-8499