

**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

**NASHVILLE, TENNESSEE**

**October 4, 2007**

**IN RE:**

**REQUEST OF BELL SOUTH TELECOMMUNICATIONS, INC.  
D/B/A AT&T TENNESSEE FOR EXPEDITED REVIEW OF  
GROWTH CODE DENIAL**

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**DOCKET NO.  
07-00160**

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**ORDER APPROVING REQUEST OF AT&T TENNESSEE  
FOR EXPEDITED REVIEW OF GROWTH CODE DENIAL AND  
REVERSING CENTRAL OFFICE CODE DENIAL**

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This matter came before Director Pat Miller, Director Sara Kyle, and Director Ron Jones of the Tennessee Regulatory Authority (the "Authority"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on July 23, 2007, for consideration of the *Petition for Expedited Review of Central Office Code Denial* filed by BellSouth Telecommunications, Inc. d/b/a AT&T Tennessee ("AT&T") on June 21, 2007.

On June 18, 2007, AT&T submitted an application to the Pooling Administrator for the purpose of obtaining additional numbering resources to meet the demands of its customer, Gateway Health System ("Gateway"). AT&T did not have sufficient number resources available in the Clarksville Rate Center to fulfill Gateway's request. NXX assignment guidelines permit the assignment of additional codes only after a carrier demonstrates that a rate center has a 75% utilization rate and that its estimated exhaust date does not exceed six months.<sup>1</sup> Because the Clarksville Rate Center has an estimated exhaust date of forty-five months, the Pooling Administrator denied the application by AT&T. On June 21, 2007, AT&T filed a petition asking the Authority to review the denial of the Pooling Administrator.

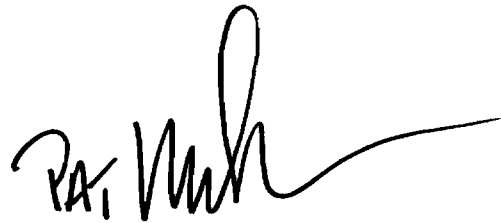
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<sup>1</sup> See Alliance for Telecommunications Industry Solutions, *Central Office Code (NXX) Assignment Guidelines (COCAG) Final Document*, ATIS 03-00051, section 4.3.1 (Jun. 15, 2007).

The Federal Communications Commission authorized the Authority to review the Pooling Administrator's denial of a numbering application.<sup>2</sup> Specifically, the Federal Communications Commission stated that state commissions may overturn a decision of the Pooling Administrator when "a carrier demonstrates that it has received a customer request for numbering resources in a given rate center that it cannot meet with its current inventory."<sup>3</sup> After consideration of the facts contained in the record, the public interest, and this agency's responsibility to foster competition in the telecommunications industry,<sup>4</sup> the panel voted unanimously to approve the request of AT&T and reverse the Pooling Administrator's denial of AT&T's request for additional numbering resources, specifically for the assignment of an NXX to AT&T for the Clarksville Rate Center, Switch Identification CLVLTNMADS0.

**IT IS THEREFORE ORDERED THAT:**

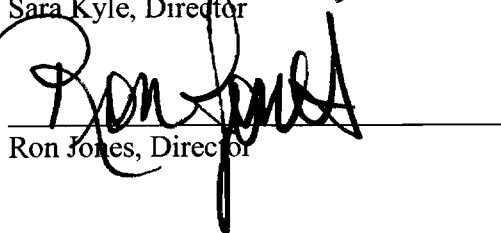
1. The Pooling Administrator's decision to deny AT&T's request for additional numbering resources is reversed as stated herein.
2. The Pooling Administrator is ordered to assign an NPA/NXX to AT&T for the Clarksville Rate Center.



Pat Miller, Director



Sara Kyle, Director



Ron Jones, Director

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<sup>2</sup> *In re: Numbering Resource Optimization*, CC Docket No. 99-200, *Third Report and Order and Second Order on Reconsideration in CC Docket No. 96-98 and CC Docket No. 99-200*, 17 FCC Rcd. 252, 279-83 ¶¶ 61-66 (2001).

<sup>3</sup> *Id.* ¶ 64.

<sup>4</sup> See Tenn. Code Ann. § 65-4-123.