

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

October 26, 2007

IN RE:)	
)	
REQUEST OF COMCAST PHONE OF TENNESSEE, LLC)	DOCKET NO.
FOR EXPEDITED REVIEW OF GROWTH CODE DENIAL)	07-00182

**ORDER APPROVING REQUEST OF COMCAST PHONE OF TENNESSEE, LLC
FOR EXPEDITED REVIEW OF GROWTH CODE DENIAL AND
REVERSING CENTRAL OFFICE CODE DENIAL**

This matter came before Chairman Eddie Roberson, Director Sara Kyle and Director Ron Jones of the Tennessee Regulatory Authority (“TRA” or the “Authority”), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on August 20, 2007, for consideration of the *Petition of Comcast Phone of Tennessee, LLC for Review of Central Office Code Denial* filed on August 1, 2007.

On July 10, 2007, Comcast Phone of Tennessee, LLC (“Comcast”) submitted an application to the Pooling Administrator for the purpose of obtaining additional numbering resources to allow Comcast to launch service in two different counties within the same Nolensville Rate Center. Comcast did not have sufficient number resources available in the Nolensville Rate Center to provide its customers with different prefixes to access appropriate calling plans and receive the benefit of county-wide calling regardless of the county where they reside. 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.¹ Because the Nolensville Rate Center has a 0.0% utilization rate and the estimated exhaust date is 23.833 months,


¹ 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 Pooling Administrator denied the application by Comcast. On August 1, 2007, Comcast filed a request asking the TRA to review the denial of the Pooling Administrator.

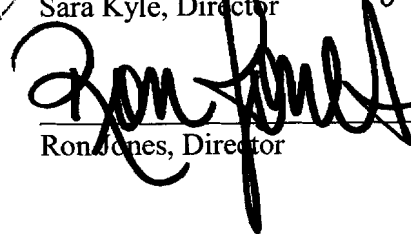
The Federal Communications Commission authorized the Authority to review the Pooling Administrator's denial of a numbering application.² Specifically, the Federal Communications Commission stated that state commissions may overturn a decision of the Pooling Administrator when "a carrier demonstrates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

IT IS THEREFORE ORDERED THAT:

1. The Pooling Administrator's decision to deny Comcast's request for additional numbering resources is reversed as stated herein.
2. The Pooling Administrator is ordered to assign one NPA/NXX to Comcast for the Nolensville Rate Center.


Eddie Roberson, Chairman


Sara Kyle, Director


Ron Jones, Director

² *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).

³ *Id.* at ¶¶ 61, 64.

⁴ *See* Tenn. Code Ann. § 65-4-123 (2004).