

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

September 28, 2011

IN RE:

REQUEST OF BELL SOUTH TELECOMMUNICATIONS,  
LLC D/B/A AT&T TENNESSEE FOR EXPEDITED  
REVIEW OF CENTRAL OFFICE CODE DENIAL

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DOCKET NO.  
11-00139

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ORDER APPROVING REQUEST OF BELL SOUTH TELECOMMUNICATIONS, LLC  
D/B/A AT&T TENNESSEE FOR EXPEDITED REVIEW OF GROWTH CODE DENIAL  
AND REVERSING CENTRAL OFFICE CODE DENIAL

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This matter came before Chairman Eddie Roberson, Director Kenneth C. Hill, and Director Mary W. Freeman, the voting panel of the Tennessee Regulatory Authority (“TRA” or the “Authority”) assigned to this docket, at a regularly scheduled Authority Conference held on September 12, 2011 for consideration of the *Petition for Expedited Review of Central Office Code Denial* filed by BellSouth Telecommunications, LLC d/b/a AT&T Tennessee (“AT&T”) on August 25, 2011.

On or about August 25, 2011, AT&T submitted an application to the Pooling Administrator for the purpose of obtaining additional numbering resources to meet the demands of its customer Harton Regional Medical Center (“Harton”). Specifically, AT&T did not have sufficient number resources available in the Tullahoma Rate Center (the “Rate Center”) to fulfill Harton’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 Rate Center’s utilization rate is currently approximately 72% and

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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 (June 15, 2007).

the estimated exhaustion date is approximately 28 months, the Pooling Administrator denied the application by AT&T.

The Federal Communications Commission ("FCC") has authorized the Authority to review the Pooling Administrator's denial of a numbering application.<sup>2</sup> Specifically, the FCC has stated that a state commission 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 in the Rate Center.

**IT IS THEREFORE ORDERED THAT:**

1. The Pooling Administrator's decision to deny BellSouth Telecommunications, LLC d/b/a AT&T Tennessee's request for additional numbering resources is reversed as stated herein.
2. The Pooling Administrator is ordered to assign two (2) one-thousand blocks of telephone numbers for the Tullahoma Rate Center served by Switch Identification No. TLLHTNMADS0.



Eddie Roberson, Chairman



Kenneth C. Hill, Director



Mary W. Freedman, 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.