

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

April 18, 2013

IN RE:

BELLSOUTH COMMUNICATIONS, LLC d/b/a/ AT&T
TENNESSEE PETITION FOR EXPEDITED REVIEW
OF GROWTH CODE DENIAL BY THE NUMBER
POOLING ADMINISTRATOR

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DOCKET NO.
13-00061

ORDER APPROVING PETITION FOR EXPEDITED REVIEW OF
CENTRAL OFFICE CODE DENIAL

This matter is before the Hearing Officer of the Tennessee Regulatory Authority (the “Authority” or “TRA”) 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 Tennessee” or the “Company”) on April 10, 2013.

On or about March 25, 2013, AT&T Tennessee submitted an application to the Number Pooling Administrator (“NeuStar”) to obtain additional numbering resources that it needs in order to meet the demands of its customer, LifePoint Hospitals (“LifePoint”). Specifically, AT&T Tennessee requested one (1) NPA/NXX assignment for two thousand (2,000) numbers in the 7 and 8 blocks.¹ 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.² Because the Nashville Rate Center’s current utilization rate is approximately sixty-three percent (63%) and the estimated exhaustion date is approximately two hundred and seventy-eight (278) months, NeuStar denied the Company’s

¹ *Petition for Expedited Review of Central Office Code Denial*, p. 4 (April 10, 2013) (LifePoint Hospital intends to use the 7-8 thousand block for its new corporate headquarters).

² 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).

application.

The Federal Communications Commission ("FCC") has authorized the Authority to review NeuStar's denial of a numbering application.³ Specifically, the FCC has stated that a state commission may overturn a decision of the Numbering Pooling Administrator when "a carrier demonstrates that has received a customer request for numbering resources in a given rate center that it cannot meet with its current inventory."⁴ Upon consideration of the facts contained in the record, the public interest, and the agency's responsibility to foster competition in the telecommunications industry,⁵ the Hearing Officer agrees that AT&T's request for additional numbering resources in the Nashville Rate Center should be approved.

IT IS THEREFORE ORDERED THAT:

1. The Numbering Pooling Administrator's decision to deny Bellsouth Telecommunications, LLC d/b/a AT&T Tennessee's application for additional numbering resources is reversed, as stated herein.
2. The Numbering Pooling Administrator is ordered to assign one (1) NPA/NXX to Bellsouth Telecommunications, LLC d/b/a AT&T Tennessee in the Nashville Rate Center served by Switch Identification No. NSVLTNBWDS0.


Kelly Cashman-Grams, Hearing Officer

³ *In the Matter of 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. 95-116, *Third Report and Order and Second Order on Reconsideration*, CC Docket No. 99-200, 17 FCC 01-362, ¶ 48 (2001).

⁴ *In the Matter of Numbering Resource Optimization*, CC Docket No. 99-200, FCC 00-104, Appendix A, Final Rules § 52.15(g)(3)(iv).

⁵ See Tenn. Code Ann. § 65-4-123.