

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

October 31, 2013

IN RE:

**PETITION FOR EXPEDITED REVIEW OF
GROWTH CODE DENIAL BY THE NUMBER
POOLING ADMINISTRATOR RELATING TO
BAPTIST MEMORIAL HEALTH CARE**

**DOCKET NO.
13-00137**

**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”), upon the *Petition for Expedited Review of Central Office Code Denial* filed by BellSouth Telecommunications, LLC, d/b/a AT&T Tennessee (“AT&T Tennessee”) on October 29, 2013.

AT&T Tennessee submitted an application on or about, October 22, 2013, to the Number Pooling Administrator, NeuStar,¹ consisting of an assignment request form and exhaust certification worksheet,² in order to obtain the additional numbering resources in the Collierville rate center that it needs to meet the demands of its customer Baptist Memorial Health Care (“Baptist”). Specifically, due to a new telecommunications system and additional medical offices, Baptist requested that AT&T provide 600 consecutive numbers in the 901 NPA area code.³ AT&T Tennessee filed its code request because it did not have sufficient number resources within its inventory in the Collierville rate center to provide Baptist with the numbers

¹ NeuStar is an independent non-governmental entity that is responsible for administering and managing the North American Numbering Plan (“NANP”). See C.F.R. § 52.13(a), (b).

² *Petition for Expedited Review of Central Office Code Denial*, Exhibits A and B (October 29, 2013) (In accordance with NeuStar’s Central Office Code (NXX) Assignment Guidelines, AT&T’s application consisted of Central Office (NXX) Assignment Request – Part 1 and the CO Code Assignment – Months to Exhaust Certification Worksheet).

³ *Petition for Expedited Review of Central Office Code Denial*, p. 3 and Exhibit D (October 29, 2013).

it requested.

NeuStar's Central Office Code (NXX) Assignment Guidelines ("NXX Guidelines") permit the assignment of additional codes only after an applicant demonstrates that its rate center has a 75% utilization rate and exhaustion of existing numbering inventory does not exceed six months.⁴ At the time of AT&T Tennessee's code request, the Collierville rate center had a utilization rate of approximately 75% and a months-to-exhaust ratio of approximately 40 months.⁵ Therefore, because the Collierville rate center's current utilization rate and the months-to-exhaust ratio do not meet the criteria in the NXX Guidelines, NeuStar denied AT&T Tennessee's application.⁶

The Federal Communications Commission ("FCC") has authorized the Authority to review NeuStar's decision to deny a numbering application.⁷ The FCC has further stated that a state commission may overturn a decision of the Numbering 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."⁸ Therefore, upon consideration of the facts contained in the record, the public interest, and the Authority's charge to foster competition in the telecommunications industry,⁹ the Hearing Officer agrees that AT&T Tennessee's request for one thousands-block pooling resources in the Collierville rate center should be approved.

IT IS THEREFORE ORDERED THAT:

1. The Number Pooling Administrator's decision to deny BellSouth

⁴ See Alliance for Telecommunications Industry Solutions, *Central Office Code (NXX) Assignment Guidelines (COAG) Final Document*, ATIS 03-00051, § 4.3.1 (June 15, 2007).

⁵ *Petition for Expedited Review of Central Office Code Denial*, p. 4 and Exhibit F (October 29, 2013).

⁶ *Petition for Expedited Review of Central Office Code Denial*, Exhibit C (October 29, 2013).


⁷ *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).

⁸ *In the Matter of Numbering Resource Optimization*, CC Docket No. 99-200, FCC 00-104, Appendix A, Final Rules § 52.15(g)(3)(iv).

⁹ See Tenn. Code Ann. § 65-4-123.

Telecommunications, LLC, d/b/a AT&T Tennessee's application for additional numbering resources, as set forth in the *Petition for Expedited Review of Central Office Code Denial* and discussed herein, is reversed.

2. The Number Pooling Administrator is directed to assign one (1) thousands-block (1,000 numbers) to BellSouth Telecommunications, LLC, d/b/a AT&T Tennessee within the 901 NPA in the Collierville rate center served by Switch Identification No. CRVLTNMADS0.


Kelly Cashman-Grams, Hearing Officer