

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

April 27, 2016

IN RE:

PETITION FOR EXPEDITED REVIEW OF
GROWTH CODE DENIAL BY THE NUMBER
POOLING ADMINISTRATOR RELATING TO
METRO GOVERNMENT OF NASHVILLE AND
DAVIDSON COUNTY

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)
) DOCKET NO.
) 16-00043
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)

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* (“*Petition*”) filed by BellSouth Telecommunications, LLC, dba AT&T Tennessee (“AT&T Tennessee”) on April 21, 2016.

AT&T Tennessee is a telecommunications public utility subject to the jurisdiction of the Authority that provides intraLATA, local exchange telecommunications services in various portions of Tennessee, including the Nashville Rate Center. In its *Petition*, AT&T Tennessee asserts that on or about January 28, 2016, it submitted an application to NeuStar, the Number Pooling Administrator,¹ for the assignment of 1,000 consecutive numbers in the 629 area code for the Nashville Rate Center. AT&T Tennessee requests these numbers in order to accommodate the request of its customer, the Metropolitan Government of Nashville and Davidson County.²

¹ NeuStar is an independent non-governmental entity that is responsible for administering and managing the North American Numbering Plan (“NANP”). See 47 C.F.R. § 52.13(a), (b)

² *Petition*, p. 3 (April 21, 2016).

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.³ At the time of AT&T Tennessee's code request, the Nashville Rate Center had a utilization rate of approximately 57% and a months-to-exhaust ratio of approximately 42 months.⁴ Therefore, because the 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.⁵

The Federal Communications Commission ("FCC") has authorized the Authority to review NeuStar's decision to deny a numbering application.⁶ 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."⁷ Upon consideration of the facts contained in the record, the public interest, and the Authority's charge to foster competition in the telecommunications industry,⁸ the Hearing Officer agrees that AT&T Tennessee's request should be approved.

IT IS THEREFORE ORDERED THAT:

1. The Number Pooling Administrator's decision to deny BellSouth Telecommunications, LLC, dba AT&T Tennessee's application for additional numbering

³ See Alliance for Telecommunications Industry Solutions, *Central Office Code (NXX) Assignment Guidelines (COCAG) Final Document*, ATIS 03-00051, § 4.3.1 (June 15, 2007).

⁴ *Petition*, p. 4 (April 21, 2016); see also Exhibit B, Months to Exhaust Worksheet.

⁵ *Id.*


⁶ *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).

⁷ *In the Matter of Numbering Resource Optimization*, CC Docket No. 99-200, FCC 00-104, Appendix A, Final Rules § 52.15(g)(3)(iv).

⁸ See Tenn. Code Ann. § 65-4-123.

resources, as set forth in its *Petition for Expedited Review of Central Office Code Denial* and discussed herein, is reversed.

2. The Number Pooling Administrator is directed to provide one (1) thousand-block of numbers to BellSouth Telecommunications, LLC, dba AT&T Tennessee to meet the specific requirements of Metropolitan Government of Nashville and Davidson County within the 629 area code in the Nashville Rate Center for Switch Identification No. NSVLTNMTDS1.



James R. Layman, Hearing Officer