

BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION

NASHVILLE, TENNESSEE

January 10, 2018

IN RE:)	
)	
PETITION FOR EXPEDITED REVIEW OF)	DOCKET NO.
GROWTH CODE DENIAL BY THE NUMBER)	18-00005
POOLING ADMINISTRATOR –)	
DICKSON RATE CENTER)	
)	

**ORDER APPROVING PETITION FOR
REVIEW OF CENTRAL OFFICE CODE DENIAL**

This matter is before the Hearing Officer of the Tennessee Public Utility Commission (the “Commission” or “TPUC”), upon the *Petition of Teleport Communications of America, LLC – TN for Review of Central Office Code Denial* (“*Petition*”) filed by Teleport Communications of America, LLC - TN (“TCAL” or the “Company”) on January 5, 2018.

TCAL is a telecommunications public utility subject to the jurisdiction of the Commission that provides local exchange telecommunications services in the Dickson Rate Center. In its *Petition*, TCAL asserts that on or about December 13, 2017, it submitted an application to NeuStar, the Number Pooling Administrator,¹ for the assignment of three (3) 1000 blocks of numbers in the 615/629 area code for the Dickson Rate Center. TCAL requested these numbers in order to fulfill an order for a very large customer who requested a significant block of contiguous DID numbers to support a medical center.² TCAL indicates in its *Petition* that while it owns adequate numbers to satisfy incremental requests for number, the Company does

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. 2 (January 5, 2018).

not have adequate numbers to satisfy the request for 3000 numbers.³

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 TCAL's code request, the Dickson Rate Center had a utilization rate of approximately 31% and a months-to-exhaust ratio of approximately 1.35 months.⁵ Therefore, because the rate center's current utilization rate does not meet the criteria in the NXX Guidelines, NeuStar denied TCAL's application.⁶

The Federal Communications Commission ("FCC") has authorized the Commission 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 Upon consideration of the facts contained in the record, the public interest, and the Commission's charge to foster competition in the telecommunications industry,⁹ the Hearing Officer agrees that TCAL's request should be approved.

IT IS THEREFORE ORDERED THAT:

1. The Number Pooling Administrator's decision to deny Teleport Communications

³ *Id.* at 3.

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

⁵ *Petition*, Exh. B (January 5, 2018).

⁶ *Id.* at 3, Exh. B.

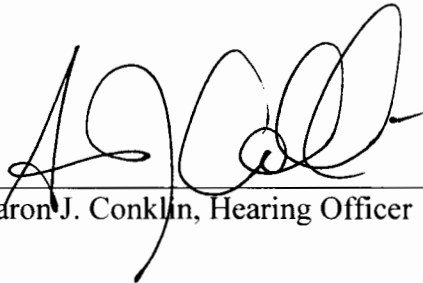
⁷ *In the Matter of Numbering Resource Optimization*, CC Docket No. 99-200, *Third Report and Order and Second Order on Reconsideration in CC Docket No. 96-98 and CC Docket No. 95-116, Third Report and Order and Second Order on Reconsideration*, CC Docket No. 99-200, 17 FCC 01-362, ¶ 48 (2001).

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.

of America, LLC - TN's application for additional numbering resources, as set forth in its *Petition for Review of Central Office Code Denial* and discussed herein, is reversed.

2. The Number Pooling Administrator is directed to provide three (3) 1000 blocks of numbers to Teleport Communications of America, LLC - TN to meet the specific requirements of its customer within the 615/629 area code in the Dickson Rate Center for Switch Identification No. NSVLTNWMWMD.



Aaron J. Conklin, Hearing Officer