

BUTLER | SNOW

June 24, 2021

VIA ELECTRONIC FILING

Hon. Kenneth C. Hill, Chairman
c/o Ectory Lawless, Docket Room Manager
Tennessee Public Utility Commission
502 Deaderick Street, 4th Floor
Nashville, TN 37243
TPUC.DocketRoom@tn.gov

**RE: *Petition of Verizon Access for Expedited Review of Growth Code Denial by the
Number Pooling Administrator – Memphis Rate Center;***
Docket No. 21- 00076

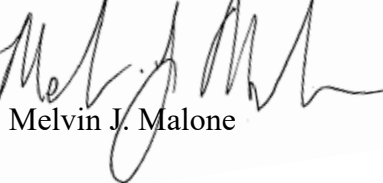
Dear Chairman Hill:

Attached for filing please find the *Petition of Verizon Access Transmission Services for Expedited Review of Somos' Denial of Application for Numbering Resources*, along with exhibits.

As required, one (1) hard copy will be mailed to your office. A check in the amount of \$25.00 for the required filing fee will also be delivered. Should you have any questions concerning this filing, or require additional information, please do not hesitate to contact me.

Very truly yours,

BUTLER SNOW LLP



Melvin J. Malone

clw
Attachments

**BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION
NASHVILLE, TENNESSEE**

RE:)	
)	
PETITION FOR EXPEDITED REVIEW OF GROWTH CODE DENIAL BY THE NUMBER POOLING ADMINISTRATOR – MEMPHIS RATE CENTER))))))	DOCKET NO. <u>21-00076</u>

**PETITION OF MCIMETRO ACCESS TRANSMISSION
SERVICES CORP. d/b/a VERIZON ACCESS TRANSMISSION SERVICES FOR
EXPEDITED REVIEW OF SOMOSGOV, INC.'S
DENIAL OF APPLICATION FOR NUMBERING RESOURCES**

MCImetro Access Transmission Services Corp. d/b/a Verizon Access Transmission Services (Verizon Access) respectfully requests that the Tennessee Public Utility Commission (Commission) review the denial by SomosGov, Inc. (Somos) of Verizon Access' application for a thousand block of telephone numbers (Thousand Block) in the Nashville, Tennessee rate center, overturn that decision, and order that a Thousand Block be assigned to Verizon Access.

PARTIES

1. Verizon Access is a certificated competitive local exchange company that provides local exchange service and exchange access service in Tennessee. Verizon Access is the successor-in-interest of Intermedia Communications, Inc. – Tennessee.

2. Somos is an independent non-governmental entity that is responsible for administering and managing the numbering resources in pooling areas. See 47 C.F.R. § 52.20(d).

BACKGROUND AND REQUEST FOR RELIEF

3. A large business customer is expanding its location and has requested Verizon Access to provide 1,000 consecutive telephone numbers in the Nashville rate center to

accommodate the customer's growth and allow it to assign all of its teams with a block of numbers. To comply with its existing internal dialing plan, the last four digits of the TN's cannot start with a "9." A copy of the customer's letter explaining the circumstances is attached as Exhibit 1.

4. Because Verizon Access does not have 1,000 consecutive numbers in its inventory, it applied on June 15, 2021 to Somos for a Thousand Block in the Nashville rate center. Verizon Access' application (Part 1A) is attached as Exhibit 2.

5. Somos denied Verizon Access' request on the same day it was submitted. The request was denied because Verizon Access did not meet one of the FCC's two criteria that Somos applies, even though Verizon Access does not have the numbering resources needed to satisfy its customer's request. Specifically, the Nashville's rate center's months-to-exhaust calculation was 34.5 months – higher than the FCC's six month criterion. Verizon Access's number utilization of 91.93% exceeded the FCC's 75% criterion. The Months-to-Exhaust Report reflecting these calculations is attached as Exhibit 3. Somos' denial of Verizon Access's application is attached as Exhibit 4.

6. The FCC has delegated authority to the Commission to address Somos' denial of a request for numbering resources, stating that "[w]e agree ... that a safety valve mechanism should be established, and we delegate authority to state commissions to hear claims that a safety valve should be applied when the . . . Pooling Administrator denies a specific request for numbering resources."¹ Moreover, the FCC has determined that "a carrier should be able to get additional numbering resources when there is a verifiable need due to the carrier's inability to

¹ *Numbering Resource Optimization*, Third Report and Order and Second Order on Reconsideration in CC Docket No. 96-98 and CC Docket No. 99-200, FCC 01-362, CC Docket No. 99-200, CC Docket No. 96-98, CC Docket No. 95-116, ¶ 61(2001).

satisfy a specific customer request.” Specifically, states “may grant requests for customers seeking contiguous blocks of numbers.”²

7. Somos’ denial of sufficient numbering resources to Verizon Access to meet its customer’s request is inconsistent with the FCC’s position that “[u]nder no circumstances should consumers be precluded from receiving telecommunications services of their choice from providers of their choice for want of numbering resources.”³ By refusing to grant numbering resources sufficient to meet the needs of Verizon Access’s customer, Somos is preventing this customer from obtaining the service it wants from the carrier of its choice.

8. Verizon Access’ request for a Thousand Block to meet its customer’s request fits squarely within the framework established by the FCC for “safety valve” requests that the Commission is authorized to grant. Verizon Access respectfully requests that the Commission direct Somos to assign a Thousand Block for the Nashville rate center so that Verizon Access can satisfy its customer’s request.

WHEREFORE, Verizon Access respectfully requests that the Commission review Somos’ decision to deny Verizon Access’ request for additional numbering resources, overturn that decision, and direct Somos to assign Verizon Access a Thousand Block in the Nashville rate center.

² *Id.* ¶ 64.

³ *Numbering Resource Optimization*, Second Report and Order and Order on Reconsideration in CC Docket No. 96-98 and CC Docket No. 99-200, and Second Further Notice of Proposed Rulemaking in CC Docket No. 99-200, FCC 00-429, CC Docket No. 99-200, CC Docket No. 96-98, ¶ 61 (2000).

Respectfully submitted on June 24, 2021.

BUTLER SNOW LLP

By: 

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(615) 651-6700 (Office Telephone)
melvin.malone@butlersnow.com

*Attorney for MCImetro Access Transmission
Service Corp. d/b/a Verizon Access
Transmission Services*

The Deloitte logo is displayed in white text on a black rectangular background. The word "Deloitte" is in a bold, sans-serif font, followed by a small green dot.

Information Technology Services

June 14, 2021

Verizon Business Services,

Deloitte Services LP in Hermitage, TN is in need of 1,000 contiguous numbers due to an expansion of services at this location. In order to successfully implement this expansion, we require a contiguous range of 1,000 numbers where the range does not start with "9" (i.e.: NPA-NXX-9XXX) due to our internal dialing plan. The service address for these numbers will be 4022 Sells Drive, Hermitage, TN 37076-2930, which is in the Hermitage, Tennessee rate center.

Deloitte Services LP has placed an order with Verizon Business for services requiring 1,000 contiguous numbers to be put in service as soon as possible.

The point of contact for this request is:

Debbie Heintz

513-784-7231

dheintz@deloitte.com

Sincerely,

A handwritten signature in black ink, appearing to read "A. Roe", is positioned below the word "Sincerely,".

Aaron Roe

Technology Managing Director

615-738-3145

aaroe@deloitte.com

Tracking Number: **615-NASHVILLE-TN-1451915**

Thousands-Block (NPA-NXX-X) Application - Part 1A
Revised: October 31, 2019

**Individual Block
Request**

Type of Application: ☒ New ☐ Change ⁱ ☐ Disconnect

General Application Information

1.1 Contact Information:

Block Applicant:

Company Name: **INTERMEDIA COMMUNICATIONS, INC. - TN**
Headquarters Address: **1 Verizon Way**
City: **basking ridge** State: **NJ** ZIP: **07920**
Contact Name: **Chanda Brown**
Contact Address: **1 Verizon Way**
City: **basking ridge** State: **NJ** ZIP: **07920**
Phone: **908-559-2339** Fax:
E-mail: **chanda.vyas2@verizon.com**

Pooling Administrator:ⁱⁱ

Contact Name: **Margaret Harrell-Simington**
Contact Address: **1800 Sutter Street, Suite 780**
City: **Concord** State: **CA** ZIP: **94520**
Phone: **925-420-0346** Fax: **925-420-0377**
E-mail: **mharrell-simington@nanpa.com**

1.2 General Information:

Check one : No LRN needed _____ LRN neededⁱⁱⁱ: _____

NPA: **615** LATA: **470** OCN^{iv}: **7977** Parent Company's OCN **7229**

Number of Thousands-Blocks Requested : **1**

Switch Identification (Switching Entity/POI^v): **NSVMTN03DS0**

Rate Center^{vi}: **NASHVILLE**

1.3 Dates:

Date of Application^{vii}:
06/15/2021

Requested Effective Date^{viii}:
07/16/2021

Requested Expedited Treatment? (See Section 8.6) Yes **X** No

Expedited Explanation:

☒ By selecting this checkbox, I acknowledge that I am requesting the earliest possible effective date the Administrator can grant. Please note that this only applies to a reduction in the Administrator's processing time, however the request will still be processed in the order received.

1.4 Type of Service Provider Requesting the Thousands-Block :

- a) Type of Service Provider : **CAP OR CLEC** (LEC, IXC, CMRS, Other)
- b) Primary Type of Service Blocks to be used for : **Wireline**
- c) Thousands-Block(s) (NXX-X) assignment preference (Optional) **629-224-8**
- d) Thousands-Block(s) (NXX-X) that are undesirable for this assignment , if any
- e) If requesting a code for LRN purposes, indicate which block(s) you will be keeping (the remainder of the blocks will be given to the pool)

1.5 Type of Request:

Initial block for rate center : Yes If Yes, attach evidence of authorization and proof of capability to provide service within 60 days.

Growth block for rate center : Yes **X** If Yes, attach months to exhaust worksheet

☐ By selecting this checkbox, I acknowledge that I am willing to accept a block in **red** and explicitly understand that the underlying CO code may not yet be activated in the PSTN and loaded in the NPAC on the block effective date.

Type of change (Mark all that apply)

- ☐ OCN: Intra-company^{ix} ☐ Switching Id ☐ Part 1B
- ☐ OCN: Inter-company^x ☐ Effective Date

Change block : Yes If Yes, list NPA-NXX-X

1.6 Block Return :

- a) Is this block Contaminated: Yes No
- b) If Yes how many TNs are NOT available for assignment :
- c) Have all new Intra SP ports been completed in the NPAC: Yes No

d) Has this block been protected from further assignment: Yes _____ No _____

Disconnect block : Yes _____ If Yes, list NPA-NXX-X _____

Remarks:

I hereby certify that the above information requesting a Thousands-Block (NPA-NXX-X) is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Thousands-Block and Central Office Code Administration Guidelines (TBCOCAG) available on the ATIS web site (www.atis.org/inc) or by contacting inc@atis.org as of the date of this application.

Chanda Brown

Signature of Block Applicant

Engr III Spec-Ntwk Eng&Ops

Title

06/15/2021

Date

Instructions for filling out each Section of the Part 1A form:

Section 1.1 Contact information requires that Service Providers (SP) supply under "Block Applicant" the company name, company headquarters address, a contact within the company, an address where the contact person may be reached, in addition to the correct phone, fax, and e-mail address. The Pooling Administrator (PA) section also requires the SP to fill in the PA's name, address, phone, fax and e-mail.

Section 1.2 Service Providers (SP) who need a Thousands-Block (NPA-NXX-X) assignment or for a Location Routing Number (LRN) are required to fill in this section. If needed for an LRN, a Part 1 Central Office Code (NPA-NXX) Application needs to also be submitted to the Pooling Administrator (PA). The SP should supply the Numbering Plan Area (NPA); the Local Access Transport Area (LATA), which is a three-digit number that can be found in the Telcordia Technologies, Inc. dba iconectiv (iconectiv[®]) LERG[™] Routing Guide^{xi}. The Operating Company Number (OCN) assigned to the SP and the OCN of its parent company. An OCN is a four-character alphanumeric NECA-assigned Company Code or a four-character alphanumeric identifier assigned by the iconectiv Telecom Routing Administration (TRA). In addition, the number of Thousands-Blocks requested should be supplied. The Switch Identification (Switching Entity/POI). Explanations of these terms may be found in the footnotes.

Section 1.3 The date the Service Provider (SP) completes the application should be entered in this section, as well as the Effective Date of the requested Thousands-Block.

Section 1.4 Service Providers (SP) should indicate their type, e.g., local exchange carrier, competitive local exchange carrier, interexchange carrier, CMRS or VoIP. Also indicate the primary type of business in which the Numbering Resource is to be used. SPs may indicate their preference for a particular Thousands-Block, e.g., 321-9XXX, or indicate any Thousands-Blocks that may be undesirable, e.g., 321-6XXX.

Section 1.5 Service Providers (SP) indicate the type of request. Initial requests are for first applications for Thousands-Blocks in a Rate Center, Growth applications are for additional Thousands-Blocks in a Rate Center in which the Applicant already has Numbering Resources, and provide the required evidence as ordered by the FCC.

Section 1.6 Service Providers (SP) shall indicate the updated/current information in regards to contaminated Telephone Numbers (TN) on the Thousands-Block they are

returning to the Industry Inventory Pool. Thousands-Blocks with over 10% contamination (101 TNs or more) shall not be returned to the Industry Inventory Pool except when a SP is exiting the market or is exchanging a Thousands-Block that was identified as being over 10% contaminated. If the Thousands-Block being returned is over 10% contaminated, the Pooling Administrator (PA) shall seek a new Thousands-Block Holder. If question c and/or d have a response of No, the request for return shall be denied.

The Thousands-Block applicant certifies veracity of this form by signing their name, and providing their title and date.

Footnotes:

ⁱIdentify the type of change(s) in Section 1.5.

ⁱⁱThe Pool Administrator (PA) is available to assist in completing these forms.

ⁱⁱⁱA Part 1 Central Office (CO) Code (NPA-NXX) Application shall also need to be submitted to the Pooling Administrator (PA).

^{iv}Operating Company Number (OCN) assignments must uniquely identify the applicant. Relative to Central Office (CO) Code (NPA-NXX) assignments, NECA-assigned Company Codes may be used as OCNs. Companies with no prior CO Code or Company Code assignments should contact NECA (800 524-1020) to be assigned a Company Code(s). Since multiple OCNs and/or Company Codes may be associated with a given company, companies with prior assignments should direct questions regarding appropriate OCN usage to TRA (732-699-6700).

^vThis is an eleven-character descriptor of the Switching Entity/Point Of Interconnection (POI) provided by the owning entity for the purpose of routing calls. This is the 11 character CLLITM Code of the Switching Entity/POI.

^{vi}Rate Center name shall be a tariffed Rate Center.

^{vii}Acknowledgment and indication of disposition of this application shall be provided to applicant within seven calendar days from the date of receipt of this application. An incomplete form may result in delays in processing this request.

^{viii}Please ensure that the Central Office (CO) Code (NPA-NXX) of the LRN to be associated with this Thousands-Block(s) is/will be active in the PSTN prior to the effective date of the Thousands-Block(s).

^{ix}Select if you are the current Thousands-Block Holder.

^xSelect if you are not the current Thousands-Block Holder.

^{xi}iconectiv[®], Telcordia[®], and Common Language[®] are registered trademarks and CLCITM, CLLITM, LERGTM Routing Guide and TPMTM Data Source are trademarks and the Intellectual Property of Telcordia Technologies, Inc. dba as iconectiv.

Thousands-Block Months to Exhaust Certification Worksheet - TN Level¹ - Appendix 2**Revised: October 31, 2019**

(Thousands-Block Number Pooling Growth Block Request)

Tracking Number: **615-NASHVILLE-TN-1451915**Date: **Tuesday, June 15, 2021** OCN: **7977** Company Name: **INTERMEDIA COMMUNICATIONS, INC. - TN**Rate Center: **NASHVILLE**

List all Codes NPA(s)-NXX(s) and Blocks NPA(s)-NXX-X(s)²: **615-208-8, 615-209-2, 615-209-3, 615-209-4, 615-209-5, 615-209-6, 615-209-7, 615-238-0, 615-238-2, 615-238-3, 615-238-6, 615-238-8, 615-238-9, 615-258-5, 615-340-6, 615-381-0, 615-381-1, 615-381-2, 615-381-3, 615-381-4, 615-381-5, 615-381-6, 615-381-7, 615-381-8, 615-381-9, 615-393-5, 615-393-6, 615-393-7, 615-564-4, 615-564-7, 615-564-8, 615-571-8, 615-600-3, 615-622-3, 615-647-3, 615-679-3, 615-779-5, 615-779-7, 615-873-2, 615-873-3, 615-873-5, 615-882-3, 615-919-5, 615-925-3, 615-928-3, 615-928-4, 615-928-5, 615-932-2, 615-932-3, 615-932-4, 615-932-5, 615-932-6, 615-953-5, 615-970-3, 615-970-4, 615-970-5, 615-981-8, 615-988-3, 629-202-3, 629-213-5, 629-213-6, 629-213-7, 629-221-3, 629-221-4, 629-221-5, 629-228-8, 629-253-0, 629-253-1, 629-253-8, 629-253-9, 629-303-0, 629-303-1, 629-303-2, 629-303-3, 629-303-4, 629-303-5, 629-303-6, 629-303-7, 629-303-8, 629-303-9, 629-800-7, 629-802-4, 629-802-8, 629-867-3,**

Name of Block Applicant: **Chanda Brown**Signature: **Chanda Brown**Title: **Engr III Spec-Ntwk Eng&Ops**Phone: **908-559-2339-**

Fax:

E-Mail: **chanda.vyas2@verizon.com**A. Available Numbers³: **1042**B. Assigned Numbers: **77220**C. Total Numbering Resources⁴: **84000**D. Quantity of numbers activated in the past 90 days (increments of 1,000 or 10,000) and excluded from the Utilization calculation⁵: **0**

List
Excluded
Code(s) or
Block(s):

	Month 1	Month 2	Month 3	Month 4	Month 5	Month 6	Month 7	Month 8	Month 9	Month 10	Month 11	Month 12
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E. Growth

History - Previous 6 months ⁶	<u>54</u>	<u>24</u>	<u>-188</u>	<u>43</u>	<u>103</u>	<u>25</u>						
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F. Forecast -

Next 12 months ⁷	<u>16</u>	<u>33</u>	<u>33</u>	<u>33</u>	<u>33</u>	<u>33</u>	<u>33</u>	<u>33</u>	<u>33</u>	<u>33</u>	<u>33</u>	<u>33</u>
-----------------------------	------------------	------------------	------------------	------------------	------------------	------------------	------------------	------------------	------------------	------------------	------------------	------------------

G. Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6)⁸: **30.167**

H. Months to Exhaust⁹
=

Numbers Available for Assignment to Customers (A)

Average Monthly Forecast (G)

Block Requested

1

Available Numbers

1042

Months To Exhaust

34.541

I.

Utilization¹⁰
=

Assigned Numbers (B)

X 100 =

91.929

Total Numbering Resources (C)-Excluded
Numbers (D)

Explanation: _____

¹A copy of this worksheet is required to be submitted to the Pooling Administrator (PA) when requesting additional Numbering Resources in a rate center. For auditing purposes, the applicant shall retain a copy of this document.

²List all Numbering Resources allocated to the OCN for the requested Rate Center, including newly acquired Central Office (CO) Codes (NPA-NXX) and Thousands-Blocks (NPA-NXX-X). This information is available from the Total Numbering Resources in PAS and shall automatically populate on this form in PAS. When an exception exists, the Applicant shall adjust the auto-populated list and shall provide an explanation of the adjustment in the Explanation field.

³The total quantity of numbers available for assignment from the Numbering Resources allocated to the OCN for the requested Rate Center, including newly acquired CO Codes (NPA-NXXs) and Thousands-Blocks (NPA-NXX-Xs). When an exception exists, the Applicant shall adjust the auto-populated number as needed and provide an explanation of the adjustment in the Explanation field

(e.g., to increase the number of available resources due to pending applications in the same rate center, or for documentation purposes for safety valve waivers).

⁴The total quantity of Numbering Resources allocated to the OCN for the requested Rate Center, including newly acquired CO Codes (NPA-NXXs) and Thousands-Blocks (NPA-NXX-Xs). This information is available from the Total Numbering Resources Report in PAS and shall automatically populate on this form in PAS. When an exception exists, the Applicant shall adjust the auto-populated number as needed and provide an explanation of the adjustment in the Explanation field (e.g., to increase the total number of resources to include pending applications in the same rate center, or for documentation purposes for safety valve waivers).

⁵Quantity of numbers activated in the past 90 days indicates newly acquired Thousands-Blocks (NPA-NXX-X) and/or Central Office (CO) Codes (NPA-NXX) received from the administrator and shall be reported in increments of 1,000 or 10,000 TNs (e. g.: 2 blocks received=2,000 and 1 code received =10,000).

⁶Net change in Telephone Numbers (TN) no longer available for assignment in each previous month, starting with the most distant month as Month 1, and Month 6 as the current month.

⁷Forecast of Telephone Numbers (TN) needed in each following month, starting with the most recent month as Month 1.

⁸This field is automatically calculated and populated on this form in PAS.

⁹This field is automatically calculated and populated on this form in PAS. To be assigned an additional Thousands-Block (NPA-NXX-X) for growth, "Months to Exhaust" shall be less than or equal to 6 months. (47 CFR § 52.15 (g) (4) (iii)).

¹⁰This field is automatically calculated and populated on this form in PAS. To be assigned an additional Thousands-Block (NPA-NXX-X) for growth, "Utilization" shall be 75% or more (47 CFR § 52.15 (h)). Newly acquired Numbering Resources may be excluded from the Utilization calculation (47 CFR § 52.15 (g)(4)(ii)).

Pooling Administrator's Response/Confirmation - Part 3A

Revised: October 31, 2019

Tracking Number : 615-NASHVILLE-TN-1451915

Date of Application: 06/15/2021 Effective Date: _____
Date of Receipt: 06/15/2021 Date of Response: 06/15/2021

Service Provider Name: INTERMEDIA COMMUNICATIONS, INC. - TN
(LERGTM Routing 7977
Guide¹) OCN: _____
Parent Company OCN: 7229

NPAC SOA SPID : _____

Pooling Administrator Contact Information:

Margaret Harrell-Simington Phone: 925-420-0346
Signature of Pooling Administrator
Margaret Harrell-Simington Fax: 925-420-0377
Name (print)
Email: mharrell-simington@nanpa.com

 NPA-NXX or
NPA-NXX-X : Block Assigned: _____
Block Reserved : _____
Block Reservation
Expiration Date : _____
Block/Code
Modified : _____
Block/Code
Disconnected : _____

Block Contaminated (Yes or
No): _____
If yes, enter the number of
TNs contaminated (1-1000): _____

Switch Identification
(Switching/POI)²: NSVMTN03DS0
Rate Center: NASHVILLE

X Form complete, request denied.
Explanation:
DR-57: You do not meet the MTE and/or Utilization requirements, therefore this request for a new block is denied. You may proceed with requesting a State Waiver

from the appropriate state commission using this Part 3A denial. If you are in disagreement with the disposition of this request, please refer to the Thousands-Block (NPA-NXX-X) & Central Office Code (NPA-NXX) Administration Guidelines for the appeals process.

Request Withdrawn.

Explanation:

Assignment Activity Suspended by Administrator.

Explanation:

Remarks:

¹ iconectiv[®], Telcordia[®], and Common Language[®] are registered trademarks and CLCI[™], CLLI[™], LERG[™] Routing Guide and TPM[™] Data Source are trademarks and the Intellectual Property of Telcordia Technologies, Inc. dba as iconectiv.

² This is an eleven-character descriptor provided by the owning entity for the purpose of routing calls. This shall be the Common Language Location Code (CLLI Code) of the Switching Entity/Point Of Interconnection (POI) shown on the Part 1A.