

**In the Matter of the Commission's  
Consideration of Telephone Safety Valve  
Requests and Other Number Resource  
Related Filings**

**PETITION OF SPRINT COMMUNICATIONS COMPANY L.P. FOR  
REVIEW OF A DECISION OF THE POOLING ADMINISTRATOR**

## Discussion

This thousand-block is necessary to fill a specific request from Sprint's wholesale customer, Time Warner Cable, who in turn has a specific pending business customer order requiring the allocation of a block of 70 contiguous telephone numbers. Neustar, however, denied Sprint's request on the grounds that Sprint did not meet the 75% utilization threshold.

On December 28, 2001 the Federal Communications Commission (“FCC”) released its *Third Report and Order and Second Order on Reconsideration* in its Numbering Resource Optimization docket. In that Order, the FCC created a safety valve mechanism to provide carriers with a procedure to obtain additional numbering resources when there is a verifiable need due to the carrier’s inability to satisfy a customer request.<sup>1</sup> Specifically, the Order provides state public utility commissions with delegated authority to hear claims that a safety valve should be applied when the Pooling Administrator denies a specific request for numbering resources. And under the federal numbering rules, a state commission may overturn the PA’s decision based on its determination that the carrier has demonstrated a verifiable need for the numbering resources and has exhausted all other available remedies.<sup>2</sup> Therefore, this Commission has the authority to overturn the PA’s decision under the appropriate circumstances and Sprint submits this petition requesting the assignment of the thousand-block of telephone numbers in the rate center specified above under the FCC’s safety valve procedures.

Sprint has attached a letter from Time Warner Cable as Exhibit A, demonstrating that it has received a specific customer request for numbering resources that it cannot meet with its current inventory. In addition, Sprint has attached a MTE and Utilization Worksheet for the New Philadelphia rate center. This document, along with the PA’s denial that Sprint received from Neustar, is included as Exhibit B.

Accordingly, the circumstances described in Sprint’s Exhibits A and B and in this Petition warrant application of the Commission’s safety valve authority in this instance.

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<sup>1</sup> See *In the matter of Numbering Resource Optimization, third Report and Order and Second Order on Reconsideration*, CC Docket No. 99-200 at para. 61 (Dec. 28, 2001).

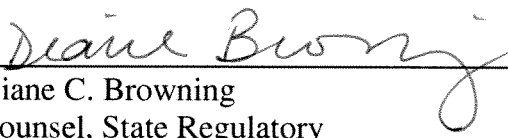
<sup>2</sup> 47 C.F. R. Sec. 52.25(g)(4).

### Conclusion

WHEREFORE, for the reasons set forth above, Sprint respectfully requests that the Commission grant Sprint's petition, overturn Neustar's decision, and direct it to allocate to Sprint one (1) thousand-block of additional numbers in the New Philadelphia rate center to satisfy the needs of its customer. The grant of this petition serves the public interest because it will ensure the availability of adequate numbering resources for Time Warner Cable, a competitive service provider, to meet its customer's needs. Further, Sprint's reasonable request ensures the efficient use of scarce numbering resources.

Respectfully submitted,

SPRINT COMMUNICATIONS COMPANY L.P.

  
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Attorney for Sprint Communications Company L.P.

Dated: March 16, 2011



R. Tucker Mostrom  
Senior Manager, TN Administration  
Time Warner Cable – Telephony Operations  
13820 Sunrise Valley Drive  
Herndon, VA 20171  
Tel 301.252.8825

4 March, 2011

Sprint-Nextel  
6450 Sprint Parkway  
Overland Park, KS 66251

Subject: State Waiver Request for NEWPHLDLPH, OH Rate Center

Time Warner Cable has a pending business customer order requiring the allocation of a block of 70 contiguous telephone numbers to that customer in the NEWPHLDLPH rate center in Ohio. However, our current TN inventory in this rate center is limited to 2 blocks, 330-365-1XXX block (from which only 20 TNs are currently available) and the 330-365-9XXX block. The customer has informed us that their PBX is unable to work with TN's in either the 0XXX, 8XXX or 9XXX blocks.

This rate center is not at a 75% utilization level and is not due to exhaust, which precludes us from ordering a new block of TN's through the normal PAS process. In order to fill the customer need, Time Warner Cable requests a State Waiver to procure a new 1k block of numbers be submitted to the Public Utilities Commission of Ohio.

Sincerely,

R. Tucker Mostrom  
TN Administration

Exhibit A

**CO CODE ASSIGNMENT**  
**MONTHS TO EXHAUST CERTIFICATION WORKSHEET - TN Level<sup>1</sup>**  
(Worksheet to be used for Requests for Additional Codes for Growth)

Date: 03/10/2011 Company Name: **Sprint Communications** Cable Partner: TWC  
Switching Entity: **AKRNOHIJ1GT(AKRNOHIJ1GT\_N** Point of Interconnection (CLL): **None** Rate Center: NEWPHLDLPH  
NPA(s)-NXXs included in growth calculations<sup>2</sup>:  
330-365-1,330-365-9

Signature of Authorized Representative of Code Applicant:

Title: Network Analyst Telephone No.: FAX No.: (913) 762 0121

Assigned Telephone Numbers for NEWPHLDLPH-OH : 1142

A. Telephone Numbers (TNs) Available for Assignment (See Glossary<sup>3</sup>): 793

	Month #1	Month #2	Month #3	Month #4	Month #5	Month #6	Month #7	Month #8	Month #9	Month #10	Month #11	Month #12
B. Previous 6-month growth history <sup>4</sup>	-5	10	10									
C. Forecast – Next months 1-12 <sup>5</sup>	2	20	70									
D. Average Monthly Forecast (Sum of months 1-6 Part C above divided by 6):	30.67											
E. Months to Exhaust <sup>6</sup>	$\frac{\text{Telephone Numbers (TNs) Available for Assignment (A)}}{\text{Average Monthly Forecast (D)}} = 25.85$											
F. Utilization Level <sup>7</sup>	$\frac{\text{Telephone Numbers (TNs) Assigned}}{\text{Telephone Numbers (TNs) Available for Assignment (A)}} \times 100 = 57.1\%$											

1. A copy of this worksheet is required to be submitted to the Code Administrator for audit purposes; it must be in the applicant's files.  
2. Report on all resources served by the switching entity/POI for the requested geographic area. For example, the geographic area could be the rate area, that portion of a rate area served by the switching entity/POI, or that portion of a rate area served by a particular NPA code.  
3. Definitions of terms may be found in the Glossary section of the Central Office Code (NXX) Assignment Guidelines.  
4. Net change in TNs 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. "NA" means data is "Not Available" in NASTI (most probably due to PAM/BAMBI failure on process date used to generate MTE report)  
5. Forecast of TNs needed in each following month, starting with the most recent month as Month #1. In a jeopardy situation, only 6 months growth projection is required.  
6. To be assigned an additional CO Code (NXX) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g) (3) (iii)).  
7. Newly acquired numbers (see glossary) may be excluded from the utilization calculation (FCC 00-104, § 52.15 (g) (3) (iii)).

Exhibit B

Explanation:

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Telephone numbers that are available for assignment are listed as 'Available' in the NMS NL-Status to NASTI NRUF Matrix document:

[http://nasti.corp.sprint.com/reports/Data/NRUF\\_Matrix/NMS\\_NL\\_Status\\_to\\_NASTI\\_NRUF\\_Matrix.xls](http://nasti.corp.sprint.com/reports/Data/NRUF_Matrix/NMS_NL_Status_to_NASTI_NRUF_Matrix.xls)

In section 'F', 'Telephone Numbers Assigned' counts how many numbers are in any of the states listed in the matrix as 'Assigned' and the 'Total Number Resources in Applicant's Inventory' is calculated by multiplying the number of codes listed at the top of the document times 10,000 plus the number of blocks listed at the top of the document times 1,000. Old NPA's involved in a split that are past permissive dialing date are not included. New NPA's that will be created by a split are not included until the permissive dialing date.

1. A copy of this worksheet is required to be submitted to the Code Administrator, for audit purposes, it must be in the applicant's files.
2. Report on all resources served by the switching entity/POI for the requested geographic area. For example, the geographic area could be the rate area, that portion of a rate area served by the switching entity/POI, or that portion of a rate area served by a particular NPA code.
3. Definitions of terms may be found in the Glossary section of the Central Office Code (NXX) Assignment Guidelines.
4. Net change in TNS 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. "NA" means data is "Not Available" in NASTI (most probably due to PAM/BAMBI failure on process date used to generate MTE report)
5. Forecast of TNS needed in each following month, starting with the most recent month as Month #1. In a jeopardy situation, only 6 months growth projection is required.
6. To be assigned an additional CO Code (NXX) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g) (3) (iii)).
7. Newly acquired numbers (see glossary) may be excluded from the utilization calculation (FCC 00-104, § 52.15 (g) (3) (iii)).

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866 638 765

## Pooling Administration System

penny.ellis@sprint.com (SP) Time: 03/11/2011 02:44:46 PM EST

Individual Block Requests

- New Block Reservation
- Assign/Cancel/Extend Reservation
- Block Modification
- Multiple Block Modification
- Block Disconnect
- Saved Block Requests
- Modify Pending Request
- Copy Block Request
- CO/NXX Code Requests
- Withdraw Pending Requests
- Confirm Resources In Service
- Donate Blocks
- Submit Forecast
- Create/Modify Forecast
- Search Forms
- Reports
- User Profile

### Months to Exhaust and Utilization Certification Worksheet "TN Level"

Date Friday, March 11, 2011  
OCN 2687  
Company Name SPRINT COMMUNICATIONS COMPANY, L.P. - OH  
Rate Center NEWPHLDLPH

List all Codes NPA(s)-NXX(s) and Blocks NPA(s)-NXX-X(s)

330 365 1, 930 365 9

Name of Block Applicant Penny Ellis  
Title Network Operations Tech II  
Telephone Number 913.762.4244  
Fax Number  
E-Mail penny.ellis@sprint.com

A. Available Numbers 793  
B. Assigned Numbers 1142  
C. Total Numbering Resources 2000

D. Quantity of numbers activated in the past 90 days (increments of 1,000 or 10,000) and excluded from the Utilization calculation 0

List excluded Code(s) or Block(s)

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### Pooling Administration System

penry.cw@sprint.com (SP) Sign Out

Time: 03/11/2011 02:47:35 PM EST

#### Months to Exhaust and Utilization Certification Worksheet - 1B Level(Continued)

Your Utilization calculates to 57.106%. The FOC required the utilization of 75.006%.  
You have requested more blocks than you will exhaust in six months.

Select One Option and Submit

☒ Return to the Months To Exhaust Form

☐ Need to request a State Waiver

☐ Received a State Waiver

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**Case No(s). 10-0884-TP-UNC**

Summary: Petition of Sprint Communications Company L.P. for Review of a Decision of the Pooling Administrator electronically filed by Ms. Diane Browning on behalf of Sprint Nextel