

FILED
March 14, 2017
INDIANA UTILITY
REGULATORY COMMISSION

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF THE PETITION)
OF TELEPORT COMMUNICATIONS) CAUSE NO. 44914
OF AMERICA, LLC FOR ASSIGNMENT)
OF AN NXX CODE IN THE 765 NPA)

PETITION FOR ALLOCATION AND ASSIGNMENT OF NXX CODE

Teleport Communications of America, LLC, a subsidiary of AT&T, Inc. ("AT&T"), by counsel, respectfully requests that the Indiana Utility Regulatory Commission ("IURC") direct NeuStar Inc., Pooling Administrator ("NeuStar" or "PA") to assign numbering resources, as described herein, to fill a specific customer need that exceeds AT&T's available inventory. AT&T's request is made pursuant to 47 C.F.R. §251(e)(1), the Federal Communications Commission (FCC) "safety valve" mechanism announced *In the Matter of 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, released December 28, 2001 ("*Third Report & Order*") and the IURC's General Administrative Order (GAO) 2011-3, approved November 9, 2011.

Customer Request

AT&T's customer, Indiana University Health ("IU Health" or "Customer") is expanding use of its existing AT&T B-VoIP service to include Frankfort Hospital, located at 1300 South Jackson Street, Frankfort, IN 46041. IU Health is a statewide health care

provider providing services to multiple hospitals throughout the state of Indiana. Operation of Frankfort Hospital by IU Health will commence on June 1, 2017. The current DID numbers in use at Frankfort Hospital are under contract with Ascension Health Care and will be retained for use by Ascension Health Care at one of their other locations. The Customer has requested AT&T provide 800 telephone numbers for its expanded business in the Frankfort rate center.¹ In particular and in order to integrate with their existing dial plan, the Customer is requesting 800 numbers NOT in the format: 765-NX0-XXXX or 765-NX9-XXXX. Utilizing a communications plan developed by AT&T, the customer will activate the 800 numbers within 180 days of the numbers being made available to them.

AT&T's current inventory in the Frankfort rate center is limited to the 765-650-2 block which does not satisfy the customer's requested format. AT&T has also examined aging, reserved, and administrative numbers to determine that it cannot satisfy the request from those resources either. Moreover, AT&T does not currently have a block to swap.

On March 7, 2017, AT&T submitted a "Thousand Block Application Form Part 1A", and a "Months to Exhaust and Utilization Certification Worksheet – TN Level" ("MTE and Utilization") to the PA² using the Pooling Administration System ("PAS"). A single, one thousands-block in the Frankfort rate center was requested. At the completion of this session AT&T received, via PAS, an error message indicating the request would not process through the system without a state waiver.³

¹ See Attachment D

² See Attachment A and B.

³ See Attachment C.

FCC Criteria

The FCC's rules require that carriers meet a two-pronged test wherein carriers must first maintain no more than a six-month inventory based on a forecast⁴. AT&T calculated its months to exhaust (“MTE”) at 3.175 months. The second prong of the test requires that carriers utilize a minimum of 75% of its existing inventory. AT&T does not meet this criteria as its current utilization rate is 44.5%.

Frankfort Rate Center

The Frankfort rate center in the 765 area code converted to Number Pooling on November 18, 2002. Consequently, numbering resource acquisition by a Number Pooling carrier is through an interface with NeuStar⁵. There are currently 14 blocks in the Frankfort numbering pool, only 5 of which satisfy the request.

Additional Criteria

This Commission has considered additional criteria when evaluating safety valve requests:

- (1). Is the requested relief reasonable considering the projected need?
- (2). Has the Petitioner thoroughly examined all alternatives available to satisfy the projected need?
- (3). Has the petitioner demonstrated a good-faith effort to participate in the program to conserve numbering resources?⁶

These criteria are addressed below.

⁴ See 47 C.F.R. §52.15(g)(3)(B)(iii).

⁵ The federal rules in 47 C.F.R 52.15 generalize responsibilities of NANPA and the Pooling Administrator under the heading “Central office code administration”.

⁶ See GAO 2011-3 (November 9, 2011)

First, the requested relief is reasonable given the projected customer need. As demonstrated herein, AT&T's current inventory does not contain numbers that meet the customer's specific need. Invocation of the safety valve procedures is the only way to meet the customer's request.

Second, AT&T has thoroughly examined all alternatives available to satisfy the customer's request. AT&T checked whether it had the necessary resources in the Frankfort rate center to satisfy the customer's request. As indicated previously, AT&T does not have the specific numbers in inventory to meet the customer's need. AT&T also checked whether it held any blocks in the Frankfort rate center that could be exchanged for a block in the pool. AT&T does not have any blocks that are eligible for donation for the Indianapolis rate center.

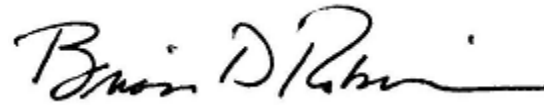
Third, AT&T has generally demonstrated good-faith participation in the program to conserve numbering resources.

In conclusion, although AT&T has an adequate supply of telephone numbers to satisfy incremental requests for numbers without receiving a new block of numbers, its inventory cannot satisfy this customer's block-specific need. AT&T respectfully requests that the Commission overturn the PA's decision in the interest of its customer.

WHEREFORE, AT&T requests that the Commission direct the PA, Neustar, to grant AT&T's original request for the numbering resources described herein, necessary to meet the needs of its customer and for all other necessary relief.

Dated: March 14, 2017

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Brian D. Robinson". The signature is written in a cursive style with a long horizontal flourish at the end.

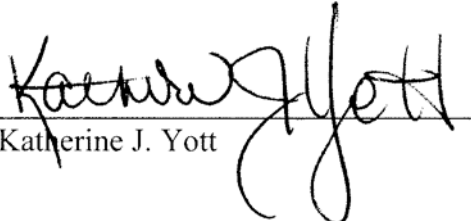
Brian D. Robinson (#22825-49)
AVP—Senior Legal Counsel
AT&T Services, Inc.
225 W. Randolph Street, Room 25A430
Chicago, IL 60606
Telephone: (312) 727-1321
Facsimile: (312) 7271225

Attorney for Teleport
Communications of America,
LLC, a subsidiary of AT&T

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on March 14, 2017, a copy of the foregoing was served upon the following parties via electronic mail.

Office of Utility Consumer Counselor
PNC Center
115 W. Washington St., Suite 1500 South
Indianapolis, Indiana 46204
kkrohn@oucc.in.gov
infomgt@oucc.in.gov


Katherine J. Yott

ATTACHMENTS

- A. Numbering Resources Request Form (Part 1 and/or Part 1A)
- B. Months-to-Exhaust ("MTE") and Utilization Worksheet
- C. Documentation of Numbering Request Denial by Numbering Resources Administrator
- D. Documentation demonstrating verifiable need for additional numbering resources
- E. A customer's utilization plan for the numbers requested (i.e. number of phone lines, number of offices, hospital beds, expansion plans), if a customer will receive numbers as a result of the safety valve process.
- F-H. Certifications
- I. Verifications

Tracking Number: **765-FRANKFORT-IN-994605**

Thousands-Block Application Form - Part 1A
Revised: January 4, 2016

Individual Block Request

Type of Application: New Change ⁱ Disconnect

General Application Information

1.1 Contact Information:

Block Applicant:

Company Name: **TELEPORT COMMUNICATIONS AMERICA, LLC - IN**
Headquarters Address: **One AT&T Way**
City: **Bedminster** State: **NJ** ZIP: **07921**
Contact Name: **Lisa Loper**
Contact Address: **One AT&T Way**
City: **Bedminster** State: **NJ** ZIP: **07921**
Phone: **908-234-7622** Fax: **908-234-8044**
E-mail: **lloper@att.com**

Pooling Administrator:ⁱⁱ

Contact Name: **Agnes Rom**
Contact Address: **1800 Sutter St**
City: **Concord** State: **CA** ZIP: **94520**
Phone: **925-363-7650** Fax: **925-363-7681**
E-mail: **agnes.rom@neustar.biz**

1.2 General Information:

Check one : No LRN needed _____ LRN neededⁱⁱⁱ: _____

NPA: 765 LATA: 336 OCN^{iv}: 7314 Parent Company's OCN
7125

Number of Thousands-Blocks Requested : 1

Switch Identification (Switching Entity/POI^v):

IPLSINATKMD

Rate Center^{vi}: FRANKFORT

1.3 Dates:

Date of Application^{vii}: 03/07/2017

Requested Effective Date^{viii}:

04/07/2017

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

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) _____
765-601-7, 765-605-4
- 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 an NXX-X block is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Thousands-Block (NXX-X) Pooling Administration Guidelines ATIS-0300066 available on the ATIS web site (www.atis.org/inc) or by contacting inc@atis.org as of the date of this application.

Lisa Loper

Manager-Code Administration

03/07/2017

Signature of Block Applicant Title

Date

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

Section 1.1 Contact information requires that Service Providers 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 section also requires the Service Provider to fill in the Pooling Administrator's name, address, phone, fax and e-mail.

Section 1.2 Service Providers who need a thousands-block assignment or for an Location Routing Number (LRN) are required to fill in this section. If needed for

an LRN, a CO Code Application needs to also be submitted to the PA. The Service Provider 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 service provider 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. Explanations of these terms may be found in the footnotes.

Section 1.3 The date the Service Provider 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 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. Service Providers 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 indicate the type of request. Initial requests are for first applications for thousands-blocks in a rate center, growth 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 must indicate the updated/current information in regards to contaminated TNs on the block they are returning to the pool. Blocks with over 10% contamination (101 TNs or more) shall not be returned to the pool except when a service provider is exiting the market or is exchanging a block that was identified as being over 10% contaminated. If the block being returned is over 10% contaminated, the PA shall seek a new 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 is available to assist in completing these forms.

ⁱⁱⁱA CO Code application will also need to be submitted to the PA.

^{iv}Operating Company Number (OCN) assignments must uniquely identify the applicant. Relative to CO Code 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 switch provided by the owning entity for the purpose of routing calls. This is the 11 character CLLITM Code of the switch /POI.

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

^{vii}Acknowledgment and indication of disposition of this application will 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 NPA-NXX of the LRN to be associated with this block(s) is/will be active in the PSTN prior to the effective date of the block(s).

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

^x Select if you are not the current Block Holder

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

Thousands-Block Number Pooling Administration Guidelines (TBPAG) - Appendix 3

Revised: January 4, 2016

MONTHS TO EXHAUST and UTILIZATION CERTIFICATION WORK SHEET - TN Level¹

(Thousands-Block Number Pooling Growth Block Request)

Tracking Number: 765-FRANKFORT-IN-994605Date: Tuesday, March 7, 2017 OCN: 7314 Company Name: TELEPORT COMMUNICATIONS AMERICA, LLC - INRate Center: FRANKFORTList all Codes NPA(s)-NXX(s) and Blocks NPA(s)-NXX-X(s)²: 765-650-2Name of Block Applicant: Lisa LoperSignature: Lisa LoperTitle: Manager-Code Administration
908-234-8044Phone: 908-234-7622-

Fax:

E-Mail: lloper@att.comA. Available Numbers: 545B. Assigned Numbers: 445C. Total Numbering Resources: 1000D. Quantity of numbers activated in the past 90 days (increments of 1,000 or 10,000) and excluded from the Utilization calculation ³: 0List
Excluded
Code(s) or
Block(s):

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

E. Growth History - Previous 6 months⁴

20 0 15 0 0 0

F. Forecast - Next 12 months⁵

1005 5 5 5 5 5 5 5 5 5 5 5

G. Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6): 171.667

H. Months to Exhaust⁶
=

Numbers Available for Assignment to Customers (A)

Average Monthly Forecast (G)

Block Requested

1

Available Numbers

545

Months To Exhaust

3.175

I. Utilization⁷
=

Assigned Numbers (B)

X 100 =

44.5

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

Explanation:

5

¹A copy of this worksheet is required to be submitted to the Pooling Administrator when requesting additional numbering resources in a rate center. For auditing purposes, the applicant must retain a copy of this document.

²Report on all resources for the requested geographic area, including newly acquired blocks/codes.

³Quantity of numbers activated in the past 90 days is based on blocks and/or codes 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).

⁴Net 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.

⁵Forecast of TNs needed in each following month, starting with the most recent month as Month 1.

⁶To be assigned an additional thousands-block (NXX-X) for growth, "Months to Exhaust" must be less than or equal to 6 months. (47 CFR § 52.15 (g) (4) (iii)).

⁷Newly acquired numbers may be excluded from the Utilization calculation (47 CFR § 52.15 (g)(4)(ii))

LOPER, LISA A

From: agnes.rom@neustar.biz
Sent: Tuesday, March 07, 2017 2:39 PM
To: LOPER, LISA A
Cc: PA_Part3@neustar.biz
Subject: 765-FRANKFORT-IN-994605 DENIED PAS - Part 3 Confirmation

Pooling Administration System

Dated 07 March 2017

Thousands-Block Number Pooling Administration Guidelines
(TBPAG) - Part 3

Revised: January 4, 2016

Pooling Administrator's Response/Confirmation

Tracking Number : 765-FRANKFORT-
IN-994605

Date of Application: 03/07/2017 Effective Date: _____
Date of Receipt: 03/07/2017 Date of Response: 03/07/2017

Service Provider Name: TELEPORT COMMUNICATIONS AMERICA, LLC - IN
(LERG™ Routing Guide¹) OCN: 7314
Parent Company OCN: 7125

NPAC SOA SPID : _____

Pooling Administrator Contact Information:

Agnes Rom Phone: 925-363-7650
Signature of Pooling Administrator
Agnes Rom Fax: 925-363-7681
Name (print)
Email: agnes.rom@neustar.biz

 NPA-NXX or Block Assigned: _____
 NPA-NXX-X : 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: IPLSINATKMD
Rate Center: FRANKFORT

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 3 denial. If you are in disagreement with the disposition of this request, please refer to the Thousands-Block Number (NXX-X) Pooling Administration Guidelines for the appeals process.

Request Withdrawn.

Explanation:

Assignment Activity Suspended by Administrator.

Explanation:

Remarks:

¹ Telcordia® is a registered trademark and LERG™ Routing Guide and iconectiv™ are trademarks and the Intellectual Property of Telcordia Technologies, Inc. dba iconectiv.

² This is an eleven-character descriptor provided by the owning entity for the purpose of routing calls. This must be the Common Language® Location Code (CLLI™ Code) of the switching entity/POI shown on the Part 1A form. Common Language® is a registered trademark and CLLI is a trademark and the Intellectual Property of Telcordia Technologies, Inc. dba iconectiv.





Indiana University Health

3/7/2017

Indiana University Health
1515 N. Senate Ave.
Indianapolis, IN 46202

AT&T TNAC:

This Letter of Intent represents a request by Indiana University Health for 800 telephone numbers for AT&T B-VoIP Service. Indiana University Health intends to order service, in the Frankfort rate center. Pending AT&T's successful completion of the required testing, Indiana University Health will activate the numbers within 180 days of the effective date of the code/block.

Please avoid assigning any ranges with a 9 or a 0 as the 6th digit. Indiana University Health utilizes 5 digit internal dialing and uses a 9 for outside PSTN access, and a zero for operator. (Ex: XXX-XX9-XXXX or XXX-XX0-XXXX)

Indiana University Health is requesting 800 new DID's in consecutive order within any of the listed ranges below:

- Block 0 (0000-0999): _____
- Block 1 (1000-1999): _____ 1000-1799 _____
- Block 2 (2000-2999): _____ 2000-2799 _____
- Block 3 (3000-3999): _____ 3000-3799 _____
- Block 4 (4000-4999): _____ 4000-4799 _____
- Block 5 (5000-5999): _____ 5000-5799 _____
- Block 6 (6000-6999): _____ 6000-6799 _____
- Block 7 (7000-7999): _____ 7000-7799 _____
- Block 8 (8000-8999): _____ 8000-8799 _____
- Block 9 (9000-9999): _____ 9000-9799 _____

Indiana University Health is a statewide health care provider providing services to multiple hospitals (Methodist, Riley, Bloomington, IUH North and West etc...) throughout the state of Indiana. Indiana University Health is expanding voice services to include Frankfort Hospital located at 1300 South Jackson Street Frankfort, Indiana 46041. Operation of Frankfort Hospital by Indiana University Health will commence on June 1st, 2017. The current DIDs in use at Frankfort Hospital are under contract with Ascension Health Care and will be retained for use by Ascension Health Care at one of their other locations. We are therefore requesting 800 DIDs to be used in on-going operation of Frankfort Hospital. We need to activate these DIDs in May 2017.

AT&T is our chosen service provider and we understand that they might escalate this request to the state utility commission. It's important that we know at least 1 month before our turn-up date whether or not this request will be granted.

SIGNATURE

Indiana University Health's Number Utilization Plan

Indiana University Health ("IU Health") is expanding its services into the Frankfort, IN area, with its acquisition of Frankfort Hospital, located at 1300 South Jackson Street, Frankfort, Indiana 46041. The Hospital's current telephone numbers are under contract with the former owner, Ascension Health Care and will be retained by Ascension for future use. Thus, IU Health now requires 800 additional telephone numbers for use in these newly added facilities, NOT in the format 765-NX0-XXXX or 765-NX9-XXXX in order to integrate with their existing dial plan with IU Health facilities located throughout the state of Indiana.

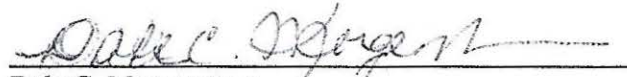
CERTIFICATIONS

- F. AT&T is able and willing to return any uncontaminated blocks or codes in exchange for the requested numbers.
- G. The requested numbering resources will be used only for the purposes outlined in this Petition. If any of the numbering resources (e.g. thousand-blocks) associated with the request are not utilized for the purposes set forth in the petition, AT&T will return/donate those numbering resources (e.g. thousand blocks) back to the Numbering Administrator (e.g., Pooling Administrator).
- H. The numbering resources will be used within 18 months of the Commission's Order and AT&T will return/donate any uncontaminated (less than 10 percent utilized) thousand-blocks or unused NXX codes back to the Numbering Administrator (e.g. Pooling Administrator).

Attachment I

VERIFICATION

I, Dale C. Morgenstern, affirm, under penalties of perjury, that I am employed by AT&T Services, Inc., as an Area Manager—Regulatory Relations, that I have read the foregoing Teleport Communications of America, LLC's *Petition for Allocation and Assignment of NXX Code*, and know the contents thereof; and that the statements and representations therein contained are true to the best of my knowledge, information and belief.



Dale C. Morgenstern