

This is an electronic copy. Format and font may vary from the official version. Attachments may not appear.

BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UM 1173

In the Matter of)	
)	ORDER
DATAVISION COMMUNICATIONS)	
)	
Woodburn Rate Center Numbering)	
Expansion.)	

DISPOSITION: REQUEST GRANTED

At its Public Meeting on December 21, 2004, the Public Utility Commission of Oregon (Commission) granted DataVision Communication's request to obtain 1,000 consecutive numbers in the Woodburn rate center in the 503-980-9XXX thousands number group. The request is granted subject to the condition that one thousand 971 numbers be returned to the number pool and that the new 503 numbers be used to provide residential service only. The basis for the current request is detailed in Staff's Report, attached as Appendix A.

ORDER

IT IS ORDERED that DataVision Communication's request to obtain 1,000 numbers in the Woodburn rate center in the 503-980-9XXX sequence is granted.

Made, entered, and effective _____.

Lee Beyer
Chairman

John Savage
Commissioner

Ray Baum
Commissioner

A party may request rehearing or reconsideration of this order pursuant to ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order to a court pursuant to applicable law.

PUBLIC UTILITY COMMISSION OF OREGON
STAFF REPORT
PUBLIC MEETING DATE: December 21, 2004

REGULAR _____ **CONSENT** X **EFFECTIVE DATE** December 22, 2004

DATE: December 1, 2004

TO: Lee Sparling through Phil Nyegaard and Lance Ball

FROM: Wolodymyr Birko

SUBJECT: DATAVISION COMMUNICATIONS: (Docket No. UM 1173) Woodburn rate center numbering expansion.

STAFF RECOMMENDATION:

Staff recommends that the request be granted with the conditions that one thousand of the 971 area code numbers be returned, and one thousand of the 503 area code numbers granted, be used to provide residential service only.

DISCUSSION:

DataVision Communications (DataVision) is requesting that Neustar, the Oregon number pool administrator, open one thousand numbers for them in the Woodburn rate center, in the 503-980-9XXX thousand number group.

In Order No. 99-286, the Commission approved a new area code plan for the 503 area code. It adopted an overlay plan that imposed a new area code (971) over all of the present 503 area code, with the exception of certain coastal communities. DataVision obtained a new NXX, consisting of 10,000 numbers in the 971 area code, in the Woodburn rate center in mid 2001. In October 2001 DataVision began selling facilities-based telecommunications services, primarily to residential users in the new Montebello subdivision, of the Woodburn exchange. At the time of the NXX assignment, no new NXXs in the 503 area code were allowed because of number resource limitations.

Since the 971 overlay was implemented, thousand block number pooling has opened up many blocks of 1000 numbers in the 503 area code, in the Woodburn rate center and elsewhere. DataVision requests a block of a thousand numbers in the 503 area code. DataVision states that it has been having extreme difficulty selling residential lines with 971 numbers for a variety of reasons.

DataVision feels that it is at a significant competitive disadvantage without having lines with numbers in the 503 area code to sell. They have lost many sales to residential customers who are not familiar with the 971 area code. Consequently, DataVision has a number utilization rate of under 8 percent for its blocks of 971 numbers. They are in a quandary, because they cannot get 503 area code numbers until they reach 70 percent utilization, and they cannot attain such a high utilization rate without 503 numbers to sell. Earlier this year DataVision returned four uncontaminated thousands number blocks (4000) numbers to the numbering pool in the 971 area code.

I am sympathetic to DataVision's situation. The 971 area code was established with the idea that second lines into residences with 503 numbers would have a 971 area code. Under the circumstances presented, however, I recommend the Commission make an exception to its current policies and grant DataVision's petition with two conditions. First, in exchange for the one thousand 503 numbers, DataVision must return one thousand 971 numbers to the pool. Second, DataVision's use of the new 503 numbers should be used to provide residential service only.

The Federal Communications Commission (FCC) delegated authority to the State Commissions to grant requests for additional numbering resources in its Third Report and Order on Numbering Resource Optimization, *FCC Docket No. 99-200, Order No. 01-362, released on December 28, 2001.*

PROPOSED COMMISSION MOTION:

DataVision's request for an additional 1000 numbers, in the Woodburn rate center in the 503-980-9XXX sequence, be granted with the condition that one thousand 971 numbers be returned to the numbering pool and that the new 503 numbers be used to provide residential service only.

UM 1173 woodburn numbering for DataVision