

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1222

In the Matter of)
QWEST CORPORATION,) ORDER
Bend Rate Center Numbering Expansion)

DISPOSITION: APPLICATION FOR WAIVER APPROVED

On September 14, 2005, Qwest Corporation (Qwest) filed an application with the Public Utility Commission of Oregon (Commission) requesting a waiver of the Federal Communications Commission (FCC) requirements involving the Months to Exhaust (MTE) criterion for the Bend rate center. Qwest is requesting that Neustar, the Oregon number pooling administrator, assign 1000 numbers in the BENDOR24DS0 switch for the Bend Memorial Clinic, Umpqua Bank, and Oregon State University. Qwest is asking that Neustar open a new code and then assign Qwest the 4XXX block in that code.

Two of the customers need numbers in the 4XXX block of any code in the Bend rate center. Qwest examined the BENDOR24DS0 switch to confirm that it did not have the numbers meeting the customer’s criteria. Next, Qwest examined the remaining Qwest switches in the Bend rate center and confirmed that it does not have numbers meeting the customer’s criteria.

On December 28, 2001, the FCC released Order No. 01-362 (FCC Order). The FCC delegated authority to state commissions to hear claims that a safety valve mechanism should be applied when the North American Numbering Plan Administrator (NANPA) or pooling administrator denies a specific request for numbering resources. In order to secure state commission authority for a safety valve mechanism, a carrier must make:

1. A showing that the carrier has received a customer request for numbering resources in a given rate center that it cannot meet with its current inventory.¹

OR

2. A showing that even though the safety valve mechanism should be narrowly applied to meet specific customer requests or to meet a

¹ A carrier may demonstrate such a need by providing the Commission with documentation of the customer request and current proof of utilization in the rate center.

carrier's immediate numbering needs, the Commission should still consider the request from a carrier with multiple switches in a given rate center and determine whether relief is warranted on a case-by-case basis.

Qwest has made the first showing. Thus, Qwest's current request meets the requirements for a waiver of the MTE criterion. Staff recommends the Commission grant a waiver of FCC requirements involving the MTE criterion for the Bend rate center, and the BENDOR24DS0 switch.

ORDER

IT IS ORDERED that Qwest Corporation's request for waiver of the Federal Communications Commission requirements involving Months to Exhaust criterion for the Bend Rate Center is approved.

Made, entered, and effective OCT 07 2005



A handwritten signature in black ink, appearing to read "Lee Sparling", is written over a horizontal line.

Lee Sparling
Director
Utility Program

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.