

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1297

In the Matter of)	
)	
QWEST CORPORATION)	ORDER
)	
Redmond Rate Center Numbering)	
Expansion.)	

DISPOSITION: APPLICATION FOR WAIVER APPROVED

On January 19, 2007, 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 Redmond rate center. Qwest is requesting that NeuStar, the Oregon number pooling administrator assign a block of 1,000 numbers in the company’s RDMDOR01DS0 switch to allow the company to satisfy the request of St. Charles Medical Center for 100 new direct inward dialing (DID) numbers.

Due to expansion of its facilities, St. Charles Medical Center (St. Charles) in Redmond requires 100 additional direct inward dialing (DID) numbers. St. Charles requests that the numbers be in prefix 526, but will accept any prefix, as long as the prefix for all the new numbers is the same. The customer also requests that its new numbers be sequential and provisioned as 36XX, 37XX, 38XX, 48XX or 59XX for expansion of its internal network dialing plan. Qwest examined its RDMDOR01DS0 switch to confirm that the company does not currently have numbers available in its inventory to satisfy the customer’s request.

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

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.

OR

- 2. A showing that even though the safety valve mechanism should be narrowly applied to meet specific customer requests or to meet a 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 Redmond rate center, and the RDMDOR01DS0 switch. Staff's memo is attached as Appendix A.

ORDER

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

Made, entered, and effective FEB 05 2007



Lee Sparling

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 by filing a petition for review with the Court of Appeals in compliance with ORS 183.480-183.484.

PUBLIC UTILITY COMMISSION OF OREGON
INTEROFFICE CORRESPONDENCE

DATE: January 25, 2007

TO: File through Lance Ball and Phil Nyegaard

FROM: David Sloan *DLS*

SUBJECT: UM 1297, Qwest Corporation (Qwest): Application for waiver of Federal Communications Commission (FCC) requirements for assignment of additional numbering resources.

On January 19, 2007, Qwest filed an application requesting a waiver of the FCC requirements involving the Months to Exhaust (MTE) criterion for the Redmond rate center. The filing has been docketed as Docket No. UM 1297. Qwest is requesting that NeuStar, the Oregon number pooling administrator, open a block of 1,000 numbers in the company's RDMDOR01DS0 switch to allow the company to satisfy the request of St. Charles Medical Center for new numbers.

Qwest's customer, St. Charles Medical Center in Redmond (St. Charles), is expanding its existing facilities and will require the creation of 100 sequential direct inward dialing (DID) numbers. The customer is requesting 100 sequential numbers in 36XX, 37XX, 38XX, 48XX or 59XX for the expansion of its internal network dialing plan. St. Charles would like the prefix 526, but would accept any prefix, as long as the prefix is the same for all the new numbers. Qwest does not have numbers in its number inventory to satisfy the customer's request. St. Charles requests that the new numbers be available by February 1, 2007.

On January 18, 2007, Qwest requested from NeuStar the numbers to satisfy its customer. The request was immediately denied as not meeting the FCC's MTE requirements for assignment of additional numbers. According to FCC guidelines, to qualify for additional numbering resources, carriers must demonstrate that the rate center for which the numbers are requested is six months or less to exhaust, and is at 75% or more utilization. Qwest included with its application a copy of the request to NeuStar, which shows that the Redmond rate center is at 1,137.9 months to exhaust and is at 84.5% utilization. Since Qwest's request to NeuStar does not meet the FCC guidelines, the company must get a waiver from the Oregon PUC for the additional numbers.

In FCC 01-362, dated December 28, 2001, the FCC adopted a safety valve mechanism to allow individual state commissions, under special circumstances, to hear claims of carriers when the North American Numbering Plan Administrator (NANPA) or Pooling Administrator denies a specific request for numbering resources. In the order, the FCC adopted one specific safety valve for "carriers that receive a specific customer request for numbering resources that exceeds their [the carrier's] available inventory;" a second safety valve was approved for "carriers experiencing rapid growth in a given rate area;" and thirdly, the FCC, in its order, gives states "some flexibility to direct the NANPA or Pooling Administrator to assign additional numbering resources to carriers that have demonstrated a verifiable need for additional numbering resources" that don't meet the criteria for the two safety valves. See FCC 01-362, paragraphs 61 through 66.

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Qwest's application meets the requirements of the FCC's first safety valve, "carriers that receive a specific customer request for numbering resources that exceeds their [the carrier's] available inventory." Consequently, the commission should approve Qwest's request for waiver of the FCC requirements involving MTE criterion. A proposed order has been prepared for Lee Sparling's signature.

Qwest, UM 1297