

Qwest Corporation
125 S. Dakota Ave., 6th Floor
Sioux Falls, SD 57194



March 23, 2005

Pamela Bonrud, Executive Director
Public Utilities Commission of the State of South Dakota
500 East Capitol Avenue
Pierre, SD 57501

RE: Waiver of Months-to-Exhaust Threshold Requirements - - Sioux Falls Rate Center

Dear Ms. Bonrud:

By this letter, Qwest Corporation ("Qwest") is requesting a waiver of the months-to-exhaust threshold requirements outlined in the Federal Communications Commission's ("FCC") Numbering Resource Optimization Orders, FCC 00-429 and FCC 01-362 released in CC Docket No. 99-200. Such a waiver will allow NeuStar, South Dakota's Pooling Administrator, to provide numbering resources to Qwest.

Qwest is requesting two sequential blocks in the 605 Numbering Plan Area ("NPA") in the Sioux Falls rate center to meet a specific customer request. The customer is requesting the 2000 telephone numbers out of the SXFLSDSWDS0 switch. Qwest cannot provide the requested numbers without two blocks from the Pooling Administrator.

In order to satisfy the customer request, Qwest submitted a request for two sequential blocks in the 605 NPA to the Pooling Administrator on March 18, 2005. See letter attached as Exhibit A. According to FCC requirements, to qualify for additional numbering resources, a carrier must submit evidence demonstrating that the rate center for which it is requesting numbers is 6 months or less to exhaust and is at 75% or more utilization. *Third Report and Order and Second Order on Reconsideration in CC Docket No. 96-98 and CC Docket No. 99-200, FCC 01-362, December 28, 2001* (the "Order"). Although Qwest meets the utilization requirement, which is 76% in the Sioux Falls rate center, the Pooling Administrator denied Qwest's request because the company does not meet the months-to-exhaust requirement. See letter attached as Exhibit B.

The FCC has established a waiver process for the requirements to qualify for additional numbering resources when a carrier can demonstrate a need for those resources, such as a specific customer request for a large block of numbers. The Order refers to the waiver as a "safety valve" process. *Id.* at para. 57-66. Also, it delegates the authority to hear claims for waivers to state commissions. *Id.* at para. 61, 66. In the Order, the FCC states, "[W]e recognize that in many instances the failure to address a request for additional numbering resources can impair a carrier's ability to stay in or expand business. We therefore direct states to act on carrier

requests for a safety valve as expeditiously as possible . . . [W]e believe that in most instances 10 business days from receipt of a request . . . will be sufficient time to review and act upon safety valve requests." *Id.* at para. 66.

In accordance with the Order, Qwest respectfully asks the Public Utilities Commission to approve Qwest's request for a waiver of the FCC's months-to-exhaust requirement with respect to the Sioux Falls rate center, within 10 business days if possible, and to direct the Pooling Administrator to provide two sequential blocks to Qwest in the 605 NPA so that the company can meet a specific customer request. The directive from the Commission can be mailed or faxed to:

Ms. Julie Kline
Senior Pooling Administrator
NeuStar, Inc.
1800 Sutter Street, Suite 780
Concord, CA 94520
Fax: 925-363-7686

For the Commission's information and review, Qwest has attached a letter sent by a Senior Telecommunications Advisor with the Colorado Public Utilities Commission to NeuStar, Inc. regarding a similar request in Colorado. *See* letter attached as Exhibit C. This letter may be helpful to the Commission as an example of the type of approval that Qwest has requested.

Thank you for your attention to this matter. If you have any questions or concerns, please contact me.

Sincerely,


Colleen Sevold

Encl.

Pooling Administration System

jjbarlo@qwest.com (SP)

Sign Out

Part 1A

Type of Application : New

1.1 Contact Information :

Note: If any of the contact info is incorrect, edit your user profile.

Block Applicant :

Company Name **QWEST CORPORATION**
Headquarters Address: **1801 California St**
City: **Denver**
State: **CO**
Zip: **80202**

Contact Name **Mr Jacob Barlow**
Contact Address **700 W Mineral Ave.**
City **Littleton**
Zip **80120**

State **CO**

Telephone **(303) 707-8054**

Fax **(303) 707-9577**

E-mail **jacob.barlow@qwest.com**

Pooling Administrator :

Contact Name **Mrs Julie Kline**
Contact Address **1800 Sutter St. Ste. 780**
City **Concord**
Zip **94520**

State **CA**

Telephone **(925) 363-7653**

Fax **(925) 363-7686**

E-mail **julie.kline@neustar.biz**

1.2 General Information

LRN Needed No

NPA **605**

LATA #: **640**

OCN **9631-QWEST CORPORATION**

Parent Company OCN #: **9600**

Number of Thousands-Blocks Requested **2**

Switch Identification (Switching Identity/POI) **SXFLSDSWDS0**

City or Wire Center Name **SIOUX FALLS-SW**

Rate Center **SIOUX FALLS**

Rate Center Sub Zone

1.3 Dates

Date of Application **Friday, March 18, 2005**

Requested Block Effective Date

18 Apr 2005

Request Expedited Treatment Yes No

1.4 Type of Service Provider Requesting the Thousands-Block

a) Type of Service Provider * Incumbent Local Exchange Carrier (ILEC)

b) Primary type of service Blocks to be used for • Wireline

<p>c) Thousands-Block(s) (NPA-NXX-X) assignment preference Click here to see the available blocks in the pool.</p>		<input type="button" value=">>>"/>	<input type="button" value="Delete"/>
<p>d) Thousands-Block(s) (NPA-NXX-X) that are undesirable for this assignment, if any</p>		<input type="button" value=">>>"/>	<input type="button" value="Delete"/>

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) N/A

1.5 Type of Request

Initial block for rate center Yes
 Growth block for rate center Yes
 Change block N/A
 Disconnect block N/A

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 INC 99-0127-023

Pooling Administration System

igbarlo@qwest.com (SP)

Sign Out

Months to Exhaust and Utilization Certification Worksheet - TN Level

Date **Friday, March 18, 2005**

OCN **9631**

Company Name **QWEST CORPORATION**

Rate Center **SIOUX FALLS**

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

605-357, 605-361, 605-362, 605-367, 605-373, 605-509, 605-575, 605-322, 605-328, 605-330, 605-331, 605-332, 605-333, 605-334, 605-335, 605-336, 605-338, 605-339, 605-977, 605-978, 605-323-0, 605-323-1, 605-323-2, 605-323-3, 605-323-6, 605-371-0, 605-371-1, 605-371-2, 605-371-3, 605-371-4, 605-371-5, 605-371-7, 605-371-8, 605-371-9, 605-731-0, 605-731-1, 605-731-2, 605-731-3, 605-731-4, 605-731-5, 605-731-7, 605-782-0, 605-782-1, 605-782-2, 605-782-3, 605-782-4, 605-782-5, 605-782-6, 605-782-7, 605-782-8, 605-988-0, 605-988-1, 605-988-2, 605-988-3, 605-988-5, 605-988-9

Name of Block Applicant **Mr Jacob Barlow**

Title **Code Administrator**

Telephone Number **(303) 707-8054**

Fax Number **(303) 707-9577**

E-Mail **jacob.barlow@qwest.com**

A. Available Numbers * | 44247

B. Assigned Numbers ** | 180342

C. Total Numbering Resources * | 236000

D. Quantity of numbers activated in the past 90 days and excluded from the Utilization calculation * | 0

List excluded Code(s) or Block(s)

E. Growth History - Previous 6 months² *

Month 1	-81	Month 2	352
Month 3	-285	Month 4	-185
Month 5	-195	Month 6	-2827

F. Forecast - Next 12 months³ *

Month 1	2000	Month 2	-553
Month 3		Month 4	

	-570		-587
Month 5	0	Month 6	0
Month 7	-641	Month 8	-660
Month 9	-680	Month 10	-700
Month 11	-721	Month 12	-743

G. Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6) **48.333**

H. Months to Exhaust⁴ (Numbers Available for Assignment to customers (A) / Average Monthly Forecast (G))

Block Requested	A. Available Numbers	H. Months to Exhaust
1	44247	915.461
2	45247	936.151

I. Utilization⁵ (Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded Numbers (D)) * 100 **76.416**

Explanation

Zero values in forecast are due do PAS limitations. Actual values are negative

- A 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.
- 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.
 - Forecast of TNs needed in each following month, starting with the most recent month as Month #1.
 - To be assigned an additional thousands-block (NXX-X) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g)(3)(iii)).
 - Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii))

Pooling Administration System

gbarlo@qwest.com (SP)

Sign Out

Months to Exhaust and Utilization Certification Worksheet - TN Level (Continued)

You have requested more blocks than you will exhaust in six months.

Select One Option and Submit

- Return to the Months To Exhaust Form
- Discard all the information provided for the request and start with a fresh Part 1A
- State Waiver Option

Submit

Cancel



Qwest
1005 17th Street, Suite 200
Denver, CO 80202
Phone 303-896-4552
FAX 303-896-6095

Paul R. McDaniel
Assistant Vice President
Colorado Regulatory Affairs

December 30, 2004

Becky Quintana
Colorado Public Utilities Commission
1580 Logan, Office Level - 02
Denver, CO 80203

Re: Waiver of Months-To-Exhaust Threshold Requirements—Greeley Rate Center

Dear Becky:

By this letter Qwest is requesting a waiver of the months-to-exhaust (MTE) threshold requirements outlined in the FCC's Numbering Resource Optimization Orders, FCC 00-429 and FCC 01-362 released in CC Docket No. 99-200, which would allow Neustar, Colorado's Pooling Administrator to provide numbering resources to Qwest. Qwest is requesting two thousand blocks in the 970 NPA in the Greeley rate center to meet a specific customer request. The customer is requesting 2000 telephone numbers in the 970 NPA out of a prefix that ends in 1, 3, 5 or 8 which would accommodate their 5 digit dialing plan. Qwest cannot provide the requested numbers without two blocks from the Pooling Administrator. (See attached letter from customer labeled *Confidential Attachment A.*)

In order to satisfy the customer request, Qwest submitted a request for two blocks in the 970 NPA to the Pooling Administrator on December 28, 2004. The request was denied since Qwest did not meet the months-to-exhaust requirements for the Greeley rate center. (See attached request from Qwest to the Pooling Administrator labeled *Attachment B* and the *Denial* labeled *Attachment C.*)

The FCC allows for a waiver of the rules when there is a demonstrated need such as a specific customer request for a large block of numbers. The waiver process is specifically addressed in the FCC Third Report and Order ("Order") as the "safety valve" process (See *FCC 01-362, paras. 57-66*), which went into effect on March 14, 2002. The

Becky Quintana
Colorado Public Utilities Commission
December 30, 2004
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Order delegates the authority to hear claims for waivers to the state commissions. (*See paras. 61, 66*).

Qwest respectfully requests that the Commission approve Qwest's request for a waiver of the FCC's utilization threshold and months to exhaust requirements and direct the Pooling Administrator to provide two blocks, which accommodate the customer's dialing plan, in the 970 NPA to allow Qwest to meet this specific customer request. The directive can be mailed or faxed to:

Ms. Tara Farquhar
Senior Pooling Administrator
NeuStar, Inc.
1800 Sutter Street, Suite 780
Concord, CA 94520
Fax: 925-363-7692

Thank you for your attention to this matter. Should you have any questions or concerns, please do not hesitate to contact me at the above number.

Sincerely,

Paul R. McDaniel

Paul R. McDaniel

Attachments

STATE OF COLORADO

PUBLIC UTILITIES COMMISSION

Department of Regulatory Agencies
Tambor Williams
Executive Director

Gregory E. Soplein, Chairman
Polly Page, Commissioner
Carl Miller, Commissioner
Bruce N. Smith, Director



Bill Owens
Governor

Ms. Tara Farquhar
Senior Pooling Administrator
NeuStar, Inc.
1800 Sutter Street, Suite 780
Concord, CA 94520
Fax: 925-363-7692

January 7, 2005

Dear Tara:

On December 30, 2004, I received a request from Qwest Corporation for a waiver of the months-to-exhaust threshold requirements so that it could receive two new thousand blocks in the 970 NPA out of a prefix that ends in 1, 3, 5, or 8 (i.e., two thousands block from either NX1, NX3, NX5, or NX8) in the Greeley rate center. In this letter, Qwest indicated, and provided confidential information to support the fact, that it has a customer specific request for the two thousand blocks that it can only fill by receiving new numbering resources.

Qwest recently requested the blocks from NeuStar and the request was denied because its utilization for the Greeley rate center was below months-to-exhaust requirement. However, the FCC's Third Report and Order (FCC 01-362) allows for the waiver of the months-to-exhaust criteria when there is a demonstrated need such as a specific customer request for a large block of numbers (i.e., the safety valve).

Qwest has assured me that it does not have numbers in its inventory to meet this customer specific need. Therefore, I will grant Qwest's request for a waiver, and ask that you process the Qwest request for two new thousand blocks from a prefix ending in either 1, 3, 5, or 8 in the 970 NPA, according to normal timeframes.

Sincerely,

Rebecca M. Quintana
Senior Telecommunications Advisor

Cc: Paul McDaniel

1580 Logan Street, Office Level 2, Denver, Colorado 80203
Telephone (303) 894-2000 Fax (303) 894-2065
<http://www.dora.state.co.us/puc/>