

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

<i>Electronic</i> Application of MCImetro Access)	
Transmission Services LLC d/b/a Verizon Access)	
Transmission Services for Expedited Review and)	Case No. 2022-00368
Reversal of Pooling Administrator’s Decision to)	
Withhold Numbering Resources)	

Motion for Confidential Treatment of Information

MCImetro Access Transmission Services LLC d/b/a Verizon Access Transmission Services (“Verizon Access”) respectfully submits this Motion pursuant to 807 KAR 5:001, § 13, for confidential treatment of certain information filed as part of the Application in this case. In support of this Motion, Verizon Access states as follows:

1. Verizon Access has filed with the Commission an Application for expedited review and reversal of the decision of the North American Numbering Plan Pooling Administrator (“PA”) to withhold certain numbering resources. As part of that Application and in support of the requested relief, Verizon Access has provided, *inter alia*, a print-out of its Thousands-Block (NPA-NXX-X) Application to the PA as Application Exhibit 2, consisting of Part 1A (4 pages) and the required worksheet — the Thousands-Block Months to Exhaust Certification Worksheet – TN Level – Appendix 2 (“Worksheet”; 3 pages).

2. Verizon Access seeks confidential treatment of most, but not all, of the data it entered on the Worksheet. The information for which confidential treatment is sought has been redacted in the publicly-filed Application Exhibit 2 and the Worksheet attached to this Motion; in the copy submitted separately under seal pursuant to the instructions regarding confidential filings in the 3/24/20 Order issued in Case No. 2020-00085, the information for which Verizon

Access is seeking confidential treatment is highlighted in yellow,¹ in accordance with 807 KAR 5:001 § 13(2)(a)(3).

3. Verizon Access's information entered on the Worksheet is exempt from disclosure under KRS 61.878(c) because it is generally recognized as confidential or proprietary and:
 - if openly disclosed, would permit an unfair commercial advantage to competitors of Verizon Access, KRS 61.878(c)(1); or
 - is compiled and maintained in conjunction with the regulation of commercial enterprise, KRS 61.878(c)(2)(c); and
 - its disclosure or publication is not directed by another statute, KRS 61.878(c)(3).

The information is so generally recognized as confidential or proprietary within the industry that the most recent applicant to the Commission for reversal of a PA numbering resource decision simply omitted it from its Application exhibit of the request to the PA.²

4. The information for which confidential treatment is sought in this Motion is treated as confidential by Verizon Access. Open disclosure of the information redacted in the public filing would give an unfair commercial advantage to competitors, particularly in markets encompassed by the relevant area code (502).

- a. By its nature, the Worksheet provides sensitive data about Verizon Access's thousand-blocks of numbers, utilization, the assigned and available inventory of numbers, recent growth history for number assignments, and growth forecasts for the next 12 months.

¹ In accordance with the privacy protections of 807 KAR 5:001 § 4(10), Verizon Access has redacted certain individuals' addresses and phone numbers from the Application Exhibits. On the Worksheet copy submitted under seal, these privacy redactions are highlighted in green.

² See 8/11/22 Application Exh.B in Case 2022-00271 (BellSouth Telecommunications, LLC).

b. Other data for which confidential treatment is sought could be used to “reverse engineer” or derive the data about Verizon Access’s market assets, number assignments, and recent/forecast growth.

c. The Worksheet data is required by the PA to assess whether the request meets general criteria for regulation designed to implement numbering resources optimization — regulation that is required because access and exchange service providers are competing with each other for customers and for a scarce resource needed to serve those customers.

5. If the Commission’s tentative assessment is that any of the information identified herein is not exempt from disclosure as confidential commercial information, it must hold an evidentiary hearing to protect Verizon Access’s due process rights and permit an opportunity to create a complete record enabling the Commission to decide this confidentiality request.

6. Section 13(2)(a)(2) of 807 KAR 5:001 provides that a motion for confidential treatment shall state the time period in which the material should be treated as confidential and the reasons for this time period. Verizon Access respectfully submits that five (5) years from the date of the filing of the Application is a reasonable period of time for the confidential/proprietary information to be treated as confidential in the light of competitive conditions in the telecom industry and the sensitive nature of the redacted historical and forecasted utilization and growth data.

WHEREFORE, Verizon Access respectfully requests that the Commission grant confidential treatment of the information described herein and filed under seal.

Respectfully submitted,

/s/ Kathryn A. Eckert

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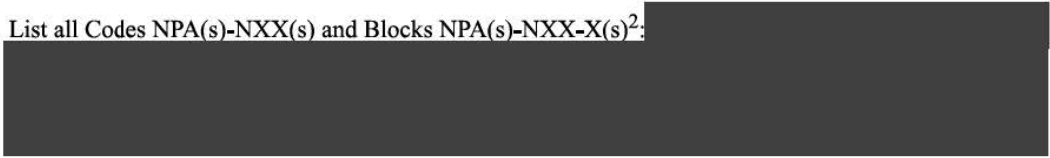
Thousands-Block Months to Exhaust Certification Worksheet - TN Level¹ - Appendix 2
Revised: October 31, 2019
(Thousands-Block Number Pooling Growth Block Request)

Tracking Number: **502-LOUISVILLE-KY-1729895**

Date: **Monday, September 26, 2022** OCN: **7229** Company Name: **MCIMETRO ACCESS TRANSMISSION SERVICES LLC**

Rate Center: **LOUISVILLE**

List all Codes NPA(s)-NXX(s) and Blocks NPA(s)-NXX-X(s)²:



Name of Block Applicant: **ruben galvan** Signature: **ruben galvan**

Title: **Senior National Code Administrator**
214

Phone: **469**

Fax:

E-Mail:

A. Available Numbers³

B. Assigned Numbers:

C. Total Numbering Resources⁴

D. Quantity of numbers activated in the past 90 days (increments of 1,000 or 10,000) and excluded from the Utilization calculation⁵: **0**

List Excluded Code(s) or Block(s):

Month	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 months⁶



F. Forecast - Next 12 months⁷ [Redacted]

G. Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6)⁸ [Redacted]

H. Months to Exhaust⁹ =
$$\frac{\text{Numbers Available for Assignment to Customers (A)}}{\text{Average Monthly Forecast (G)}}$$

<u>Block Requested</u>	<u>Available Numbers</u>	<u>Months To Exhaust</u>
1	[Redacted]	[Redacted]

I. Utilization¹⁰ =
$$\frac{\text{Assigned Numbers (B)}}{\text{Total Numbering Resources (C)-Excluded Numbers (D)}} \times 100 =$$
 [Redacted]

Explanation: _____

¹A copy of this worksheet is required to be submitted to the Pooling Administrator (PA) when requesting additional Numbering Resources in a rate center. For auditing purposes, the applicant shall retain a copy of this document.

²List all Numbering Resources allocated to the OCN for the requested Rate Center, including newly acquired Central Office (CO) Codes (NPA-NXX) and Thousands-Blocks (NPA-NXX-X). This information is available from the Total Numbering Resources in PAS and shall automatically populate on this form in PAS. When an exception exists, the Applicant shall adjust the auto-populated list and shall provide an explanation of the adjustment in the Explanation field.

³The total quantity of numbers available for assignment from the Numbering Resources allocated to the OCN for the requested Rate Center, including newly acquired CO Codes (NPA-NXXs) and Thousands-Blocks (NPA-NXX-Xs). When an exception exists, the Applicant shall adjust the auto-populated number as needed and provide an explanation of the adjustment in the Explanation field (e.g., to increase the number of available resources due to pending applications in the same rate center, or for documentation purposes for safety valve waivers).

⁴The total quantity of Numbering Resources allocated to the OCN for the requested Rate Center, including newly acquired CO Codes (NPA-NXXs) and Thousands-Blocks (NPA-NXX-Xs). This information is available from the Total Numbering Resources Report in PAS and shall automatically populate on this form in PAS. When an exception exists, the Applicant shall adjust the auto-populated number as needed and provide an explanation of the adjustment in the Explanation field (e.g., to

increase the total number of resources to include pending applications in the same rate center, or for documentation purposes for safety valve waivers).

⁵Quantity of numbers activated in the past 90 days indicates newly acquired Thousands-Blocks (NPA-NXX-X) and/or Central Office (CO) Codes (NPA-NXX) 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).

⁶Net change in Telephone Numbers (TN) 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.

⁷Forecast of Telephone Numbers (TN) needed in each following month, starting with the most recent month as Month 1.

⁸This field is automatically calculated and populated on this form in PAS.

⁹This field is automatically calculated and populated on this form in PAS. To be assigned an additional Thousands-Block (NPA-NXX-X) for growth, "Months to Exhaust" shall be less than or equal to 6 months. (47 CFR § 52.15 (g) (4) (iii)).

¹⁰This field is automatically calculated and populated on this form in PAS. To be assigned an additional Thousands-Block (NPA-NXX-X) for growth, "Utilization" shall be 75% or more (47 CFR § 52.15 (h)). Newly acquired Numbering Resources may be excluded from the Utilization calculation (47 CFR § 52.15 (g)(4)(ii)).