

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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

Application of
MCImetro Access Transmission Services LLC
d/b/a Verizon Access Transmission Services

MCImetro Access Transmission Services LLC d/b/a Verizon Access Transmission Services (a/k/a OCN 7229; hereinafter referred to as “Verizon Access”) files this application pursuant to 807 KAR 5:001 § 14 and 47 C.F.R. § 52.15(g)(3)(iv), and respectfully requests that the Kentucky Public Service Commission (“Commission”) issue an order, on an expedited basis, that reviews and reverses the decision of the North American Numbering Plan Pooling Administrator (“PA”) to withhold certain numbering resources from Verizon Access. The requested numbering resources are necessary to meet the telecommunications needs of a Verizon Access customer, Encompass Health, in the Louisville rate center. Encompass Health needs Direct Inward Dialing (“DID”) for the phone system of the new 40-bed hospital with Baptist Health that is currently under construction in Louisville. In support of its Application, Verizon Access states as follows:

1. Applicant’s full name and mailing address are as follows:

MCImetro Access Transmission Services LLC
One Verizon Way
Basking Ridge, NJ 07920

Electronic mail to the applicant relating to this case should be addressed to Carey Gagnon, Associate General Counsel, State Government Affairs – Central, carey.gagnon@verizon.com.

2. Verizon Access is a limited liability company (LLC) organized in Delaware on May 28, 1998, with its principal office at One Verizon Way, Basking Ridge, NJ 07920. Applicant attests that it is currently in good standing in the state of Delaware, and states that it is authorized to transact business in Kentucky, having qualified to do so on December 27, 2002, and maintained that authority ever since.

3. Verizon Access is a telecommunications utility regulated by the Commission. It provides, among other telecommunications services, local exchange and exchange access services in the Commonwealth of Kentucky.¹

4. As mentioned above, this Application is prompted by Encompass Health's need for DID in the new hospital phone system. This requires a contiguous range of 400 DID numbers for NPA 502. The first digit of the last four digits cannot start with a 9 or a zero. Encompass Health has placed an order with Verizon Access for the contiguous DID numbers. *See **Exhibit 1***. If Encompass Health cannot obtain the requested 400 contiguous DID numbers, it will impact its ability to implement its desired dial plan.

5. Because Verizon Access lacked a block of contiguous DID numbers with which to meet Encompass Health's needs, on September 26, 2022, it submitted a thousands-block request to the PA for a contiguous block in the Louisville, Kentucky rate center, along with the necessary Worksheet. *See **Exhibit 2***.²

¹ The Commission has assigned Utility I.D. 5200700 to Verizon Access as a CLEC; 22252007, as a long-distance carrier; and 3352007, as an operator services provider.

² The Worksheet in the attached Exhibit 2 is redacted. A motion for confidential treatment of the redacted data is being concurrently filed with this Application.

6. On September 26, 2022, the PA denied the request on the grounds that Verizon Access had not met the utilization and/or months-to-exhaust criteria established by the Federal Communications Commission (“FCC”). *See* **Exhibit 3**.

7. Verizon Access asks the Commission to overturn the PA’s decision to withhold numbering resources, as Verizon Access has now exhausted all other available remedies designed to conserve numbering resources. The Commission has previously overturned decisions of the PA where the facts similarly show a need therefor.³

8. A state commission may overturn the PA’s decision based on the commission’s determination that the carrier has demonstrated a verifiable need for the requested numbering resources and has exhausted all other available remedies. *See* 47 C.F.R. § 52.15(g)(4). Similarly, the FCC has held that “a carrier should be able to get additional numbering resources when there is a verifiable need due to the carrier’s inability to satisfy a specific customer request.” *See* Third Report and Order and Second Order on Reconsideration, *In the Matter of Numbering Resource Optimization; Implementation of the Local Competition Provisions of the Telecommunications Act of 1996; Telephone Number Portability*, 17 FCC Rcd 252 (rel. Dec. 28, 2001) at ¶ 64 (“12/28/01 FCC Order”). State commissions are permitted to grant such requests provided they are for customers seeking contiguous blocks of numbers, rather than “vanity numbers.” *Id.*

9. In this case, Encompass Health requires a contiguous range of DID numbers for NPA 502. Granting this application will benefit the public interest because it will ensure the availability of adequate numbering resources for Encompass Health to better enable it to serve its patients.

³ *See, e.g.*, 10/25/22 Order in Case 2022-00271 (BellSouth Telecommunications, LLC); 12/16/20 Order in Case 2020-00373 (Teleport Communications America, LLC); 9/27/19 Order in Case 2019-00288 (Lewisport Telephone Company).

10. Verizon Access respectfully seeks expedited consideration of this Application to ensure the DID numbers are in place on the first day the new hospital opens and so that Verizon Access will have enough time to file a new request with the PA for the release of the numbering resources described herein. Verizon Access has acted quickly to engage counsel and file for the requested relief, and the FCC has recognized the importance of timely state commission action, directing that action be taken “as expeditiously as possible,” 12/28/01 FCC Order at ¶ 66:

[W]e recognize that in many instances, the failure to address a request for additional numbering resources can impair a carriers’ ability to stay in or expand business. We therefore direct states to act on carrier requests for a safety valve as expeditiously as possible. Although we do not establish a specific time limit for states to act on these requests, we believe that, in most instances, 10 business days from receipt of a request that the state determines to be sufficiently detailed and complete will be sufficient time to review and act upon safety valve requests.

WHEREFORE, Verizon Access respectfully requests that the Commission overturn the PA’s previous determination in this matter as expeditiously as possible, and instruct the PA to release the numbering resources necessary to meet the needs of Encompass Health. Verizon Access further requests that if the specific resources are not available when the Commission issues its order, that it direct the PA to provide such resources as are available to meet Encompass Health’s numbering needs.

Respectfully submitted,

/s/ Katherine K. Yunker

Kathryn A. Eckert
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MCBRAYER PLLC

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Lexington, KY 40507
(859) 231-8780
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keckert@mcbayerfirm.com

*Counsel for Applicant,
MCImetro Access Transmission Services LLC
d/b/a Verizon Access Transmission Services*

FILING NOTICE AND CERTIFICATE

Copies of the foregoing and all attachments thereto have been filed through the Commission's electronic filing system on November 11, 2022. Pursuant to the Commission's 7/22/21 Order in Case No. 2020-00085, a paper copy of this filing has not been and will not be transmitted to the Commission.

/s/ Katherine K. Yunker
Attorney for Applicant



9001 Liberty Parkway
Birmingham, AL 35242

205.967.7116
encompasshealth.com

Diana A Cudia
Monday, September 20, 2022
Supervisor | Order Management Center
Verizon Business Group
O 877-288-0636 ext. [REDACTED]

Diana,
Encompass Health is adding DID service to the hospital phones system. Encompass requires 400 consecutive DID numbers in a square block. Example XXX-XXX-**XX00/XX99** The first digit of the last four digits cannot start with a 9 or a zero. Four digit PBX extensions cannot start with 9 or 0.

Site Address:
EH 03026700 Louisville KY
11800 Bluegrass Parkway
Louisville, KY, 40299
RATE CENTER: LOUISVILLE

Jonathan Collins and I are the contact points for this request within Encompass Health Telecommunications.

LCON 1:
Christopher Vaughan, RCDD
Systems Engineer III
(800) [REDACTED] Office Toll Free
(205) [REDACTED] Office
(205) [REDACTED] Cell
Encompass Health Information Technology Group
[REDACTED]

LCON 2
Jonathan Collins
Systems Engineer II
(205) [REDACTED] Office
(205) [REDACTED] Cell
Encompass Health Information Technology Group
[REDACTED]

Sincerely,

Christopher H. Vaughan

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

Thousands-Block (NPA-NXX-X) Application - Part 1A
Revised: October 31, 2019

Individual Block Request

Type of Application: New Change ⁱ Disconnect

General Application Information

1.1 Contact Information:

Block Applicant:

Company Name: **MCIMETRO ACCESS TRANSMISSION SERVICES LLC**
Headquarters Address: **13865 Sunrise Valley Dr**
City: **Herndon** State: **VA** ZIP: **20171**
Contact Name: **ruben galvan**
Contact Address: [REDACTED]
City: **Plano** State: **TX** ZIP: **75074**
Phone: **469** [REDACTED] Fax: **214** [REDACTED]
E-mail: [REDACTED]

Pooling Administrator:ⁱⁱ

Contact Name: **Margaret Harrell-Simington**
Contact Address: **Two Tower Center Boulevard, 20th Floor**
City: **East Brunswick** State: **NJ** ZIP: **08816**
Phone: **925** [REDACTED] Fax: **925** [REDACTED]
E-mail: [REDACTED]

1.2 General Information:

Check one : No LRN needed _____ LRN neededⁱⁱⁱ: _____

NPA: **502** LATA: **462** OCN^{iv}: **7229** Parent Company's OCN **7229**

Number of Thousands-Blocks Requested : **1**

Switch Identification (Switching Entity/POI^v): **LSVLKY27X3X**

Rate Center^{vi}: LOUISVILLE

1.3 Dates:

Date of Application^{vii}: 09/26/2022

Requested Effective Date^{viii}: 10/27/2022

Requested Expedited Treatment? (See Section 8.6) Yes No

Expedited Explanation:

By selecting this checkbox, I acknowledge that I am requesting the earliest possible effective date the Administrator can grant. Please note that this only applies to a reduction in the Administrator's processing time, however the request will still be processed in the order received.

1.4 Type of Service Provider Requesting the Thousands-Block :

- a) Type of Service Provider : CAP OR CLEC (LEC, IXC, CMRS, Other)
- b) Primary Type of Service Blocks to be used for : Wireline
- c) Thousands-Block(s) (NXX-X) assignment preference (Optional) _____
- d) Thousands-Block(s) (NXX-X) that are undesirable for this assignment , if any _____
- 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) _____

1.5 Type of Request:

Initial block for rate center : Yes _____ If Yes, attach evidence of authorization and proof of capability to provide service within 60 days.

Growth block for rate center : Yes If Yes, attach months to exhaust worksheet

By selecting this checkbox, I acknowledge that I am willing to accept a block in red and explicitly understand that the underlying CO code may not yet be activated in the PSTN and loaded in the NPAC on the block effective date.

Type of change (Mark all that apply)

OCN: Intra-company^{ix} Switching Id Part 1B

OCN: Inter-company^x Effective Date

Change block : Yes _____ If Yes, list NPA-NXX-X _____

1.6 Block Return :

- a) Is this block Contaminated: Yes _____ No _____
- b) If Yes how many TNs are NOT available for assignment : _____
- c) Have all new Intra SP ports been completed in the NPAC: Yes _____ No _____

d) Has this block been protected from further assignment: Yes _____ No _____

Disconnect block : Yes _____ If Yes, list NPA-NXX-X _____

Remarks:

I hereby certify that the above information requesting a Thousands-Block (NPA-NXX-X) is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Thousands-Block and Central Office Code Administration Guidelines (TBCOCAG) available on the ATIS web site (www.atis.org/inc) or by contacting inc@atis.org as of the date of this application.

ruben galvan	Senior National Code Administrator	09/26/2022
Signature of Block Applicant	Title	Date

Instructions for filling out each Section of the Part 1A form:

Section 1.1 Contact information requires that Service Providers (SP) supply under "Block Applicant" the company name, company headquarters address, a contact within the company, an address where the contact person may be reached, in addition to the correct phone, fax, and e-mail address. The Pooling Administrator (PA) section also requires the SP to fill in the PA's name, address, phone, fax and e-mail.

Section 1.2 Service Providers (SP) who need a Thousands-Block (NPA-NXX-X) assignment or for a Location Routing Number (LRN) are required to fill in this section. If needed for an LRN, a Part 1 Central Office Code (NPA-NXX) Application needs to also be submitted to the Pooling Administrator (PA). The SP should supply the Numbering Plan Area (NPA); the Local Access Transport Area (LATA), which is a three-digit number that can be found in the Telcordia Technologies, Inc. dba iconectiv (iconectiv®) LERG™ Routing Guide^{xi}. The Operating Company Number (OCN) assigned to the SP and the OCN of its parent company. An OCN is a four-character alphanumeric NECA-assigned Company Code or a four-character alphanumeric identifier assigned by the iconectiv Telecom Routing Administration (TRA). In addition, the number of Thousands-Blocks requested should be supplied. The Switch Identification (Switching Entity/POI). Explanations of these terms may be found in the footnotes.

Section 1.3 The date the Service Provider (SP) completes the application should be entered in this section, as well as the Effective Date of the requested Thousands-Block.

Section 1.4 Service Providers (SP) should indicate their type, e.g., local exchange carrier, competitive local exchange carrier, interexchange carrier, CMRS or VoIP. Also indicate the primary type of business in which the Numbering Resource is to be used. SPs may indicate their preference for a particular Thousands-Block, e.g., 321-9XXX, or indicate any Thousands-Blocks that may be undesirable, e.g., 321-6XXX.

Section 1.5 Service Providers (SP) indicate the type of request. Initial requests are for first applications for Thousands-Blocks in a Rate Center, Growth applications are for additional Thousands-Blocks in a Rate Center in which the Applicant already has Numbering Resources, and provide the required evidence as ordered by the FCC.

Section 1.6 Service Providers (SP) shall indicate the updated/current information in regards to contaminated Telephone Numbers (TN) on the Thousands-Block they are returning to the Industry Inventory Pool. Thousands-Blocks with over 10%

contamination (101 TNs or more) shall not be returned to the Industry Inventory Pool except when a SP is exiting the market or is exchanging a Thousands-Block that was identified as being over 10% contaminated. If the Thousands-Block being returned is over 10% contaminated, the Pooling Administrator (PA) shall seek a new Thousands-Block Holder. If question c and/or d have a response of No, the request for return shall be denied.

The Thousands-Block applicant certifies veracity of this form by signing their name, and providing their title and date.

Footnotes:

ⁱIdentify the type of change(s) in Section 1.5.

ⁱⁱThe Pool Administrator (PA) is available to assist in completing these forms.

ⁱⁱⁱA Part 1 Central Office (CO) Code (NPA-NXX) Application shall also need to be submitted to the Pooling Administrator (PA).

^{iv}Operating Company Number (OCN) assignments must uniquely identify the applicant. Relative to Central Office (CO) Code (NPA-NXX) assignments, NECA-assigned Company Codes may be used as OCNs. Companies with no prior CO Code or Company Code assignments should contact NECA (800 524-1020) to be assigned a Company Code(s). Since multiple OCNs and/or Company Codes may be associated with a given company, companies with prior assignments should direct questions regarding appropriate OCN usage to TRA (732-699-6700).

^vThis is an eleven-character descriptor of the Switching Entity/Point Of Interconnection (POI) provided by the owning entity for the purpose of routing calls. This is the 11 character CLLITM Code of the Switching Entity/POI.

^{vi}Rate Center name shall be a tariffed Rate Center.

^{vii}Acknowledgment and indication of disposition of this application shall be provided to applicant within seven calendar days from the date of receipt of this application. An incomplete form may result in delays in processing this request.

^{viii}Please ensure that the Central Office (CO) Code (NPA-NXX) of the LRN to be associated with this Thousands-Block(s) is/will be active in the PSTN prior to the effective date of the Thousands-Block(s).

^{ix}Select if you are the current Thousands-Block Holder.

^xSelect if you are not the current Thousands-Block Holder.

^{xi}iconectiv[®], Telcordia[®], and Common Language[®] are registered trademarks and CLCITM, CLLITM, LERGTM Routing Guide and TPMTM Data Source are trademarks and the Intellectual Property of Telcordia Technologies, Inc. dba as iconectiv.

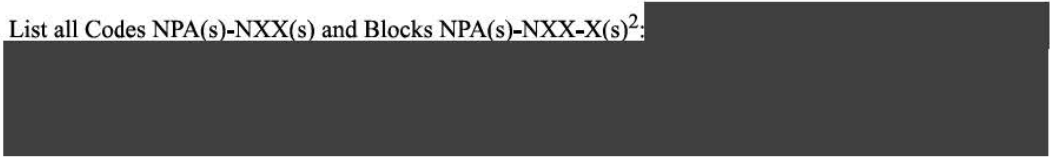
Thousands-Block Months to Exhaust Certification Worksheet - TN Level¹ - Appendix 2
Revised: October 31, 2019
(Thousands-Block Number Pooling Growth Block Request)

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)).

Pooling Administrator's Response/Confirmation - Part 3A
Revised: October 31, 2019

Tracking Number : 502-LOUISVILLE-KY-1729895

Date of Application: 09/26/2022 Effective Date: _____
 Date of Receipt: 09/26/2022 Date of Response: 09/26/2022

Service Provider Name: MCIMETRO ACCESS TRANSMISSION SERVICES LLC
 (LERGTM Routing Guide¹) OCN: 7229
 Parent Company OCN: 7229

NPAC SOA SPID : _____

Pooling Administrator Contact Information:
Margaret Harrell-Simington Phone: 925 [REDACTED]
 Signature of Pooling Administrator
Margaret Harrell-Simington Fax: 925 [REDACTED]
 Name (print)
 Email: [REDACTED]

 NPA-NXX or NPA-NXX-X : Block Assigned: _____
 Block Reserved : _____
 Block Reservation Expiration Date : _____
 Block/Code Modified : _____
 Block/Code Disconnected : _____

Block Contaminated (Yes or No): _____
 If yes, enter the number of TNs contaminated (1-1000): _____
 Switch Identification (Switching/POI)²: LSVLKY27X3X
 Rate Center: LOUISVILLE

X Form complete, request denied.
 Explanation:
DR-57: You do not meet the MTE and/or Utilization requirements, therefore this request for a new block is denied. You may proceed with requesting a State Waiver

from the appropriate state commission using this Part 3A denial. If you are in disagreement with the disposition of this request, please refer to the Thousands-Block (NPA-NXX-X) & Central Office Code (NPA-NXX) Administration Guidelines for the appeals process.

Request Withdrawn.

Explanation:

Assignment Activity Suspended by Administrator.

Explanation:

Remarks:

¹ iconectiv[®], Telcordia[®], and Common Language[®] are registered trademarks and CLCI[™], CLI[™], LERG[™] Routing Guide and TPM[™] Data Source are trademarks and the Intellectual Property of Telcordia Technologies, Inc. dba as iconectiv.

² This is an eleven-character descriptor provided by the owning entity for the purpose of routing calls. This shall be the Common Language Location Code (CLI Code) of the Switching Entity/Point Of Interconnection (POI) shown on the Part 1A.