

August 6, 2009

Mr. Jeff Derouen
Executive Director
Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40602-0615

RECEIVED

AUG 07 2009

**PUBLIC SERVICE
COMMISSION**

2009-00330

Re: Dialog Telecommunications, Inc.'s Petition Requesting Commission
Intervention in NANPA NXX-X Thousand Block Assignment (Paducah Rate
Center, Area Code 270-Peel & Holland Financial Group)

Dear Mr. Derouen,

Enclosed are an original and ten (10) copies of Dialog Telecommunications,
Inc.'s Petition for Review of NXX-X Thousand Block code denial in the
Paducah Rate Center. We appreciate your consideration of this request.

Sincerely,



Dell Purdy
Regulatory Compliance Manager
Dialog Telecommunications, Inc.

RECEIVED

AUG 07 2009

**PUBLIC SERVICE
COMMISSION**

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

Dialog Telecommunications, Inc.)	
Petition Requesting the Commission's)	Case No. _____
Intervention in NANPA NPA-NXX-X)	
Thousand Block Assignments (NPA 270))	

DIALOG TELECOMMUNICATIONS, INC.
PETITION FOR REVIEW OF NXX-X THOUSAND BLOCK
CODE DENIAL IN THE PADUCAH RATE CENTER

Dialog Telecommunications Inc. ("Dialog") hereby requests that the Kentucky Public Service Commission ("Commission") overturn a recent decision by the North American Number Pooling Administrator ("NANPA") denying Dialog's request for numbering resources for the Paducah rate center. On July 30, 2009 Dialog filed a request with NANPA for one (1) 1000 block of numbers to meet a specific customer request it was unable to satisfy with its existing numbering resources. NANPA denied Dialog's request on the grounds that Dialog has not satisfied the months-to-exhaust ("MTE") and or Utilization requirements established in the Thousands-Block (NXX-X) Pooling Administration Guildelines.

Under federal numbering rules, a state commission may overturn NANPA's decision based on the determination that the carrier has demonstrated a verifiable need for the numbering resources and has exhausted all other available remedies. For the reasons set forth herein, Dialog believes that the Commission is justified in overturning NANPA's decision and should grant Dialog's request for one (1) 1000 block of numbers.

The Federal Communications Commission (“FCC”) has found 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. Therefore, the Commission has the authority to overturn NANPA’s decision in this matter. In this present case, Dialog has received a request from Peel & Holland Financial Group for a contiguous block of 100 direct inward dial (“DID”) numbers. Dialog is not able to meet this request without receiving additional numbering resources. Dialog is attaching copies of both its request for resources and denial from NANPA.

Dialog believes the request form Peel & Holland Financial Group demonstrates a verifiable need. Dialog is submitting this petition because of its inability to satisfy a specific customer request. Therefore, Dialog requests that the Commission overturn the North American Number Pooling Administrator’s and direct NANPA to Grant Dialog’s request for numbering resources.

Respectfully submitted this 6th day of August, 2009



Dell Purdy
Dialog Telecommunications Inc.
P.O. Box 64960
Lubbock, TX 79464

Pooling Administration System

john@calldialog.com (SP)

• Sign Out

Time : 07/30/2009 04:45:49 PM EDT

- [-] Individual Block Requests
 - [-] New Block Request
 - [-] New Block Reservation
 - [-] Assign/Cancel/Extend Reservation
 - [-] Block Modification
 - [-] Block Disconnect
 - [-] Saved Block Requests
 - [-] Modify Pending Request
- [-] CO/NXX Code Requests
- [-] Withdraw Pending Requests
- [-] Confirm Resources In Service
- [-] Donate Blocks
- [-] Submit Forecast
- [-] Search Forms
- [-] Reports
- [-] User Profile

Part 1A

Type of Application : New Block

[View Pool Replenishment Status](#)

1.1 Contact Information :

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

Block Applicant :

Company Name **DIALOG TELECOMMS KY**
 Headquarters Address: 120 E. 3rd Street
 City: Russellville
 State: KY
 Zip: 42276

Contact Name **John Padgett**
 Contact Address **756 Tyvola Road, Suite 100**
 City **Charlotte** State **NC**
 Zip **28217**
 Telephone **704-887-1341** Fax
 E-mail **john@calldialog.com**

Pooling Administrator ii:

Contact Name **Genevieve Bettiga**
 Contact Address **1800 Sutter St**
 City **Concord** State **CA**
 Zip **94520**
 Telephone **925-363-7652** Fax **925-363-7683**
 E-mail **genevieve.bettiga@neustar.biz**

1.2 General Information

NPA **270** LATA * **464**
 OCN ^{iv} **292D-DIALOG TELECOMMS KY**
 Parent Company OCN * **292D**
 Number of Thousands-Blocks Requested **1** City or Wire Center Name **Paducah**
 Switch Identification (Switching Identity/POI)^{viii} **PDCHKYGBDS1**
 Rate Center ^{vi} **PADUCAH** Rate Center Sub Zone

1.3 Dates

Date of Application ^{vii} **Thursday, July 30, 2009**

Request Expedited Treatment Yes No
 Requested Effective Date ^{viii} 08/30/2009 (MM/DD/YYYY)

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

b) Primary Type of Service Blocks to be used for* Wireline

c) Thousands-Block(s) (NPA-NXX-X) assignment preference 270-538-9

Click here to see the available blocks in the pool.

NOTE: The blocks available list shows blocks that are available at the time a request is submitted. These same blocks may not be available at the time the request is processed. Therefore, it is recommended that you provide additional block preferences in the event those blocks are not available.

d) Thousands-Block(s) (NPA-NXX-X) that are undesirable for this assignment, if any

1.5 Type of Request*

Initial block for rate center Or Growth block for rate center

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

Remarks: Please assign 1K block 270-538-9. Thank you for your assistance.

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(ATIS-0300066) available on the ATIS web site (<http://www.atis.org/inc>) or by contacting inc@atis.org as of the date of this application.

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

Section 1.1 Contact information requires that Service Providers 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 section also requires the Service Provider to fill in the Pooling Administrator's name, address, phone, fax and e-mail.

Section 1.2 Service Providers who need a thousands-block assignment or for an Location Routing Number (LRN) are required to fill in this section. If needed for an LRN, a CO Code Application needs to also be submitted to the PA. The Service Provider 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™ LERG™ Routing Guide. The Operating Company Number (OCN) assigned to the service provider and the OCN its parent company. An OCN is a four-character alphanumeric assigned by Telcordia™ Routing Administration (TRA). In addition, the number of thousands-blocks requested should be supplied. The Switch Identification as well as the city or wire center name, rate center, rate center sub zone, homing tandem and CLLI™ tandem of the facilities based provider^{xi}. Explanations of these terms may be found in the footnotes.

Section 1.3 The date the Service Provider 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 should indicate their type, e.g., local exchange carrier, competitive local exchange carrier, interexchange carrier, CMRS. They also indicate the primary type of business in which the numbering resource is to be used. Service Providers also 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 indicate the type of request. Initial requests are for first applications for thousands-blocks in a rate center, growth 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.

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

Section 1.6 Service Providers must indicate the updated/current information in regards to contaminated TNs on the block they are returning to the pool. Blocks with over 10% contamination (101 TNs or more) shall not be returned to the pool unless they meet criteria outlined in section 9.1.2 of these Guidelines. If the block being returned is over 10% contaminated the PA shall seek a new block holder. If question c and/or d have a response of No, the request for return shall be denied.

Foot Notes:

ⁱ Identify type of change(s) in Section 1.5.

ⁱⁱ The Pool Administrator is available to assist in completing these forms.

ⁱⁱⁱ A CO Code application will also need to be submitted to the PA.

^{iv} Operating Company Number (OCN) assignments must uniquely identify the applicant. Relative to CO Code 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).

^v This is an eleven-character descriptor of the switch provided by the owning entity for the purpose of routing calls. This is the 11 character CLLI™ code of the switch /POI.

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

^{vii} Acknowledgment and indication of disposition of this application will 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 NPA-NXX of the LRN to be associated with this block(s) is/will be active in the network prior to the effective date of the block(s).

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

^x Select if you are not the current Block Holder.

^{xi} Telcordia, LERG Routing Guide, and CLLI are trademarks of Telcordia Technologies, Inc

Question? Email us
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Pooling Administration System

john@calldialog.com (SP)

• Sign Out

Time : 07/30/2009 04:51:29 PM EDT

- [-] Individual Block Requests
 - [+] New Block Request
 - [+] New Block Reservation
 - [+] Assign/Cancel/Extend Reservation
 - [+] Block Modification
 - [+] Block Disconnect
 - [+] Saved Block Requests
 - [+] Modify Pending Request
- [-] CO/NXX Code Requests
- [-] Withdraw Pending Requests
- [-] Confirm Resources In Service
- [-] Donate Blocks
- [-] Submit Forecast
- [-] Search Forms
- [-] Reports
- [-] User Profile

Months to Exhaust and Utilization Certification Worksheet - TN Level¹

Date Thursday, July 30, 2009

OCN 292D

Company Name DIALOG TELECOMMS KY

Rate Center PADUCAH

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

270-933-1

Name of Block Applicant John Padgett

Title VP Ops

Telephone Number 704-887-1341

Fax Number

E-Mail john@calldialog.com

A. Available Numbers * 567

B. Assigned Numbers * 433

C. Total Numbering Resources * 1000

D. Quantity of numbers activated in the past 90 days (increments of 1,000 or 10,000) and excluded from the Utilization calculation ² * 0

List excluded Code(s) or Block(s)

E. Growth History - Previous 6 months³ *

Month 1	6	Month 2	9
Month 3	9	Month 4	12
Month 5	22	Month 6	8

F. Forecast - Next 12 months⁴ *

Month 1	15	Month 2	15
Month 3	15	Month 4	15
Month 5	15	Month 6	15
Month 7	15	Month 8	15
Month 9	15	Month 10	15
Month 11	15	Month 12	15

G. Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6) 15.0

H. Months to Exhaust⁵ (Numbers Available for Assignment to customers (A) / Average Monthly Forecast (G))

Block Requested	A. Available Numbers	H. Months to Exhaust
1	567	37.800

I. Utilization⁶(Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded Numbers (D)) * 43.300
100

Explanation

Dialog is requesting the additional 1K block due to an increase in the number of commercial subscribers requesting contiguous blocks of TNs for DID ranges, etc.

¹ 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.
² Quantity of numbers activated in the past 90 days is based on blocks and/or codes 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)
³ 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.
⁴ Forecast of TNs needed in each following month, starting with the most recent month as Month #1.
⁵ 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)).
⁶ Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii))

Pooling Administration System

john@calldialog.com (SP)

• Sign Out

Time : 07/30/2009 04:53:46 PM EDT

- [-] Individual Block Requests
 - [+] New Block Request
 - [+] New Block Reservation
 - [+] Assign/Cancel/Extend Reservation
 - [+] Block Modification
 - [+] Block Disconnect
 - [+] Saved Block Requests
 - [+] Modify Pending Request
- [+] CO/NXX Code Requests
- [+] Withdraw Pending Requests
- [+] Confirm Resources In Service
- [+] Donate Blocks
- [+] Submit Forecast
- [+] Search Forms
- [+] Reports
- [+] User Profile

Months to Exhaust and Utilization Certification Worksheet - TN Level(Continued)¹

Your Utilization calculates to 43.300%. The FCC required the utilization of 75.000%.
You have requested more blocks than you will exhaust in six months


Select One Option and Submit

- Return to the Months To Exhaust Form
- Need to request a State Waiver
- Received a State Waiver

Submit

















Cancel

Pooling Administration System

 john@calldialog.com (SP)

[• Sign Out](#)

Time: 07/30/2009 04:54:40 PM EDT

-  Individual Block Requests
 -  New Block Request
 -  New Block Reservation
 -  Assign/Cancel/Extend Reservation
 -  Block Modification
 -  Block Disconnect
 -  Saved Block Requests
 -  Modify Pending Request
-  CO/NXX Code Requests
-  Withdraw Pending Requests
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-  Reports
-  User Profile

Your request has been successfully submitted.
The Tracking Number for the request is: **270-PADUCAH-KY-308233**

[Return to Inbox](#) [View Forms](#)

November 21, 2003
ATIS-0300066.at3

Attachment 3

Pooling Administrator's Response/Confirmation
TBPAG Part 3

Tracking Number : 270-PADUCAH-KY-308233

Date of Application: 07/30/2009 Effective Date: _____
 Date of Receipt: 07/30/2009 Date of Response: 07/30/2009

Service Provider Name: DIALOG TELECOMMS KY
 (Telcordia™ LERG™ Routing Guide) OCN: 292D

NPAC SOA SPID : _____

Pooling Administrator Contact Information:

Genevieve Bettiga Phone: 925-363-7652
 Signature of Pooling Administrator
Genevieve Bettiga Fax: 925-363-7683
 Name (print)
 Email: genevieve.bettiga@neustar.biz

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 : _____

Switch Identification(Switch Entity/POI): ¹ PDCHKYGBDS1
 Rate Center: PADUCAH
 Rate Center Sub Zone: _____

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 3 denial. If you are in disagreement with the disposition of this request, please refer to the Thousands-Block Number (NXX-X) Pooling Administration Guidelines for the appeals process.

____ Request withdrawn.
 Explanation:

____ Assignment activity suspended by the administrator.
 Explanation:

Remarks:

¹ This is an eleven-character descriptor provided by the owning entity for the purpose of routing calls. This must be the CLLI TM Location Identification code of the switching entity/POI shown on the Part 1A form (Telcordia, LERG ROUTING Guide and CLLI are trademarks of Telcordia Technologies, Inc.)