

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

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| IN RE: AT&T COMMUNICATIONS OF THE MIDWEST, INC. | DOCKET NO. WRU-05-43-290 |
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ORDER GRANTING REQUEST FOR WAIVER

(Issued September 30, 2005)

On September 14, 2005, AT&T Communications of the Midwest, Inc. (AT&T), filed with the Utilities Board (Board) a request for waiver of the number utilization threshold requirements in the Dubuque, Iowa, rate center. The requirements relating to optimization of telephone numbering resources are outlined in various orders of the Federal Communications Commission (FCC).

AT&T states that it requires a thousand block of telephone numbers in the Dubuque, Iowa, rate center to serve a customer's request. AT&T states that it does not have the sequential numbers to fulfill the customer's request without a new block of 1,000 numbers. On August 24, 2005, AT&T submitted a request for a block of 1,000 numbers to NeuStar, Inc., the National Pooling Plan Administrator (Pooling Administrator). When applying for a block of numbers, the FCC requires that a carrier must show that it has a minimum utilization rate of 75 percent or less than a six-month inventory of numbers in the relevant rate center. The Pooling

Administrator denied AT&T's request because AT&T was unable to meet the utilization rate requirement.

The FCC has given states the authority to overturn the Pooling Administrator's decision to withhold numbering resources from a carrier based on the state's determination that the carrier has demonstrated a verifiable need for numbering resources and has exhausted all available remedies. (See 47 C.F.R. § 52.15(g)(4)). In addition, the FCC states that carriers may demonstrate the need for additional numbering resources by providing the state with documentation of a customer request and current proof of utilization in the rate center. (FCC 01-362, ¶ 64). The FCC is careful to point out, however, that states may not accommodate requests for specific numbers (i.e., vanity numbers), but may grant requests for customers seeking contiguous blocks of numbers (Id.) Therefore, a statement by the carrier regarding the types of numbers being requested is necessary.

The information filed by AT&T in support of its request satisfies the requirements specified in the FCC's orders delegating waiver authority to the Board. AT&T has provided documentation of its customer's request for a new block of one thousand numbers as well as appropriate statements regarding number utilization in the Dubuque, Iowa, rate center. Therefore, the Board will grant AT&T's request for waiver and requests that the Pooling Administrator release the 563-513-1 block of telephone numbers to AT&T.

IT IS THEREFORE ORDERED:

1. The request for waiver of the FCC's utilization threshold requirements filed by AT&T Communications of the Midwest, Inc., is granted as described in this order.

2. The Executive Secretary of the Utilities Board shall mail a copy of this order to NeuStar, Inc., 1800 Sutter Street, Suite 780, Concord, CA 94520, to the attention of Ms. Tara Farquhar, Pooling Administrator.

UTILITIES BOARD

/s/ John R. Norris

/s/ Diane Munns

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Curtis W. Stamp

Dated at Des Moines, Iowa, this 30th day of September, 2005.