

Kevin D. Manwarren  
1801 California St, Suite 4730  
Denver, CO 80202  
(303) 896-1016  
Kevin.Manwarren@qwest.com



RECEIVED

JUN 12 2009

PUBLIC SERVICE COMMISSION

June 8, 2009

North Dakota Public Service Commission  
Ms. Illona Jeffcoat-Sacco, Executive Secretary  
600 E Boulevard Avenue – State Capitol  
Bismarck, ND 58505-0480

RE: Waiver of Months to exhaust/utilization Threshold  
Requirement – Fargo Rate Center

Dear Ms. Jeffcoat-Sacco:

By this letter Qwest is requesting a waiver of the Months to Exhaust/Utilization Threshold requirement 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, North Dakota's Pooling Administrator, to provide numbering resources to Qwest. Qwest is requesting a new Thousands block (1,000 total numbers) in the Fargo Rate Center to meet a specific customer request. The customer is requesting the block of DID numbers due to a new office being opened. (See Trade Secret attached request from the Customer to Qwest labeled Attachment A.)

In order to satisfy the customer request, Qwest submitted a request for the new block to the Numbering Administrator on June 4, 2009. The request was denied since Qwest did not meet the months-to-exhaust requirements for the Fargo Rate Center. (See Trade Secret attached request from Qwest to the Pooling Administrator labeled Attachment B and the Denial from Neustar 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 as the "safety valve" process (See FCC 01-362, paras 57-66) which went into effect on March 14, 2002. The Order delegates the authority to hear claims for waiver 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 the requested one thousands block of numbers in the Fargo Rate Center for use by the Customer. The directive can be mailed to:

Ms. Agnes Rom  
Pooling Administrator  
Neustar  
1800 Sutter St., Suite 780  
Concord, California 94520  
Phone: (925) 363-7650  
Fax (925) 363-7681  
e-mail: Agnes.Rom@neustar.biz

Please also send a copy of the Commission approval to me.

If you have questions, or need additional information, please contact me at any time.

Cordially,



Kevin D. Manwarren

Cc: Mr. Kent Blickensderfer

Attachment