

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

**Qwest Corporation  
Fargo Rate Center  
Numbering Resources**

**Case No. PU-11-65**

**AFFIDAVIT OF SERVICE BY CERTIFIED & REGULAR MAIL**

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

**Cara DeSaye** deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **10<sup>th</sup>** day of **March, 2011**, she deposited in the United States Mail, Bismarck, North Dakota, **two** envelopes with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

**Order**

The envelopes were addressed as follows:

Ms. Agnes Rom  
Pooling Administrator  
Neustar  
1800 Sutter St, Ste 780  
Concord CA 94520

Jesse Nava  
Qwest  
1801 California St 9<sup>th</sup> Floor  
Denver CO 80202

**Cert. No. 7009 2820 0002 9238 4604**

**Cert. No. 7009 2820 0002 9238 4611**

**Cara DeSaye** further deposes and says that on the **10<sup>th</sup>** day of **March, 2011**, she deposited in the United States Mail, Bismarck, North Dakota, **one** envelope by regular mail, with a postage fully prepaid, securely sealed, containing a photocopy of the same.

Mr. Kent Blickensderfer  
Qwest Corporation  
PO Box 5508  
Bismarck, ND 58502-5508

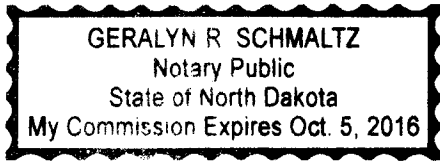
Each address shown is the respective addressee's last reasonably ascertainable post office address.

Cara Debye

Subscribed and sworn to before me  
this 10<sup>th</sup> day of **March, 2011**.

Geralyn R Schmaltz  
Notary Public

SEAL



**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

**Qwest Corporation  
Fargo Rate Center  
Numbering Resources**

**Case No. PU-11-65**

**ORDER**

**March 9, 2011**

On February 8, 2011 Qwest Corporation (Qwest) submitted an application to NeuStar Pooling Administration System (NeuStar), the North Dakota number pooling administrator, for additional numbering resources consisting of a 10,000 number block out of the Fargo, North Dakota rate center.

NeuStar denied the request for additional numbering resources for the Fargo switch because the company did not meet the Federal Communications Commission (FCC) months-to-exhaust requirements. The FCC requires that applicants for additional numbering resources demonstrate that the rate center for which the numbers are requested has no more than a six-month inventory of numbers and is utilizing 75% or more of the numbers in inventory.

Under FCC rules, state commissions may grant a waiver of the FCC rules and grant requests for additional numbering resources when there is a demonstrated verifiable need.

The Commission has authority under North Dakota Century Code section 49-21-01.7 (14) to resolve numbering resource conservation issues.

The Commission must take into consideration the extent to which the carrier has used available numbering resource optimization strategies and the carrier's showing that deviation from the FCC's inventory and utilization requirements is warranted. The carrier must demonstrate the following: 1) that the carrier will exhaust its numbering resources in a market or rate area within three months (in lieu of the 6 months-to-exhaust requirement; and 2) that projected growth is based on the carrier's actual growth in the market of rate area, or on the carrier's actual growth in a reasonably comparable market, but only if that projected growth varies no more than 15 percent from historical growth in the relevant market; or 3) that there is a verifiable need due to the specific customer request for numbering resources in a given rate center that the carrier is unable to satisfy with its current inventory. Regarding a specific customer request, the carrier must provide the Commission with documentation of the customer request and current proof of utilization in the rate center.

In support of the application, Qwest provided, under trade secret request, a copy of the customer's request.

Qwest indicated that it has no clean blocks of 10,000 numbers that have an NXX ending in a 7 available for assignment in the Fargo rate center. The customer will immediately place into service the numbers requested and will then return 1700 numbers to Qwest.

Based on the specific need demonstrated, we find it appropriate to grant Qwest's request.

### ORDER

1. Qwest Corporation's request for a waiver of the Months to Exhaust/Utilization Threshold requirement to obtain a block of ten thousand numbers from the number pool, specifically with an NXX ending in 7 at the Fargo, North Dakota rate center is granted.
2. One thousand seven hundred numbers will be returned to the number pool.

### PUBLIC SERVICE COMMISSION

  
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**Kevin Cramer**  
Commissioner

  
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**Tony Clark**  
Chairman

  
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**Brian P. Kalk**  
Commissioner