

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Missouri Valley Communications, Inc.
Williston Rate Center
Numbering Resources

Case No. PU-12-685

AFFIDAVIT OF SERVICE BY CERTIFIED 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 12th day of **October, 2012**, 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:

David Morgan
Pooling Administrator
Neustar
21575 Ridgetop Circle
Sterling VA 20166

Jodie Richardson
Missouri Valley Communications, Inc.
PO Box 600
Scobey MT 59263-0600

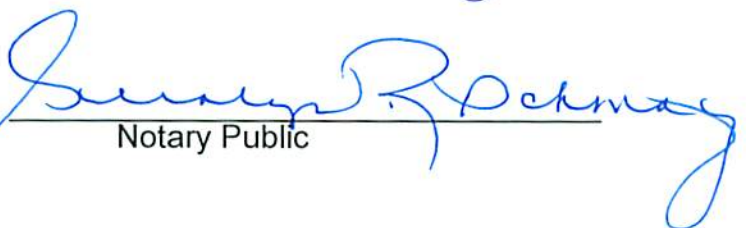
Cert. No. 7011 3500 0003 4574 5933

Cert. No. 7011 3500 0003 4574 5940

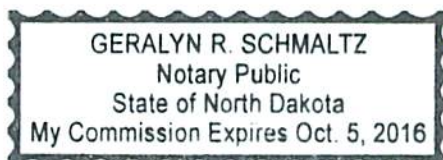
Each address shown is the respective addressee's last reasonably ascertainable post office address.



Subscribed and sworn to before me
this 12th day of **October, 2012**.


Notary Public

SEAL



STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

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ORDER

October 10, 2012

On August 6, 2012 Missouri Valley Communications, Inc. (Missouri Valley) submitted an application to Neustar Pooling Administration System (Neustar), the North Dakota number pooling administrator, for additional numbering resources consisting of a new NXX out of the Williston, North Dakota rate center.

On August 9, 2012, Neustar denied the request for additional numbering resources for the Williston 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.

On August 7, 2012, Missouri Valley filed an application with the Commission requesting a waiver of the FCC's Months to Exhaust/Utilization Threshold requirement. A Commission waiver would allow Neustar to provide numbering resources to Missouri Valley. A new NXX contains 10,000 numbers.

On October 1, 2012, Missouri Valley filed a revised application reducing the request to 5,000 consecutive numbers in the Williston rate center.

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 or rate area, or on the carrier's actual growth in a reasonably comparable market, but only if that projected growth varies by no more than 15 percent

from historical growth in the relevant market; or 3) that there is a verifiable need due to a 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, Missouri Valley provided a copy of the customer's request for 1,000 consecutive numbers and data concerning number utilization in the Williston rate center. Missouri Valley also states that aggressive growth within the Williston exchange is a factor in the request.

Missouri Valley acquired the Williston exchange in 2003 and states that its three NXXs had contaminated thousands blocks prior to the acquisition. Missouri Valley's plan is to continue to assign numbers out of the current three NXXs and use the new number blocks primarily for business DID number utilization.

Based on the specific need demonstrated, we find it appropriate to grant Missouri Valley's request in part.

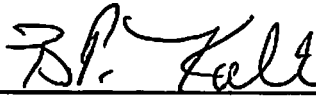
ORDER

Missouri Valley Communications, Inc.'s request for a waiver of the Months to Exhaust/Utilization Threshold requirement is granted to obtain three blocks of one thousand numbers from the number pool at the Williston rate center.


PUBLIC SERVICE COMMISSION



Kevin Cramer
Commissioner



Brian P. Kalk
Chairman



Bonny M. Fetch
Commissioner