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UTILITIES COMMISSION

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Attorneys for Qwest Corporation

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE PETITION OF
QWEST CORPORATION FOR A WAIVER
OF FCC THRESHOLD REQUIREMENTS
FOR NUMBERING RESOURCES IN IDAHO
FALLS, IDAHO

CASE NO. QWE-T-05-07
**QWEST CORPORATION'S REQUEST
FOR WAIVER**

Qwest Corporation ("Qwest"), by and through its attorneys of record, and pursuant to IDAPA 31.01.01.256, files the following Request for Waiver. Qwest petitions the Commission for review of the denial of Qwest's application for additional numbering resources in area code 208 by the administrator of the North American Numbering Plan, Neustar.

This waiver filing is made in conformity with the Federal Communications Commission's ("FCC") procedures for challenging determinations of Neustar, outlined in

the FCC's Numbering Resource Optimization Orders, FCC 00-429 and FCC 01-362 released in CC Docket No. 99-200 and FCC 01-362.¹

In support of this petition Qwest states:

1. Qwest is a telephone corporation regulated by the Idaho Public Utilities Commission ("Commission") providing local exchange telecommunications services in the Idaho Falls Rate Center.

2. The goal of the FCC's Number Optimization Orders is to implement uniform standards governing requests for telephone numbering resources in order to increase efficiency in the use of existing telephone numbers and to avoid further exhaustion of area codes under the North American Numbering Plan ("NANP").

3. Among other things, the Number Optimization Orders adopted revised standards for assessing a carrier's need for numbering resources by requiring rate-center based utilization rates to be reported to Neustar. The FCC further required that before applicants could qualify for access to new numbering resources, applicants had to demonstrate that the existing numbering inventory within the applicant's rate center will be exhausted within six months of the application and is at 75% or more utilization.²

¹ See also *Id. a*, Appendix A, Final Rules, § 53.15 (g) (3) (iv) ("The carrier may challenge Neustar's decision to the appropriate state regulatory authority"), as well as the Industry Central Office Code (NXX) Assignment Guidelines, § 13.0 ("Appeals may include but are not limited to one or more of the following options: . . . C. The CO Code Administrator(s) and code holders/applicants may pursue the disagreement with the appropriate governmental/regulatory body").

² FCC 01-362, Section IV, C, ¶¶ 57-66.

4. On February 14, 2005 a Qwest Idaho Falls customer requested 3000 additional numbers in the IDFLIDMADS1 switch in the Idaho Falls rate center consisting of three blocks excluding the 0,1 and 9 blocks. (*See attached letter from customer labeled Confidential Attachment A*). Qwest examined the switches in the Idaho Falls rate center and confirmed that it did not have numbers meeting the customer's criteria.

5. On or about March 8, 2005, Qwest submitted an automated Part 1A and MTE (Months to Exhaust) Worksheet to Neustar via its online system (PAS) to obtain numbering resources necessary to meet the demands of its customer in Idaho Falls, Idaho. The request was denied because Qwest did not meet the months-to-exhaust and utilization requirements. (*See attached request from Qwest to the Pooling Administrator labeled Attachment B and the denial labeled Attachment C.*)

6. Qwest's inability to provide its customer with the numbering resources it requires for its Direct in Dial ("DID") service prevents Qwest from providing the quality of service this customer desires and expects.

7. Qwest's requested numbering resources would not materially impact the exhaust date of available numbers in the 208 area code.

8. 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."³ The FCC's orders delegate the authority to hear claims for waivers to the state regulatory commissions.⁴

³ *Id.*

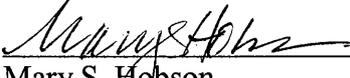
⁴ *Id.* at ¶¶ 61, 66.

WHEREFORE, Qwest respectfully requests that:

1. The Commission approve Qwest's request for a waiver of the FCC's utilization threshold and months to exhaust requirements and direct the FCC's Pooling Administrator to provide the numbering resources requested by its customer as described in paragraph 4 above.

2. The Commission take up this matter at its next available decision meeting, if possible, so that the customer's needs can be met on an expeditious basis.

RESPECTFULLY SUBMITTED this 14th day of March, 2005.



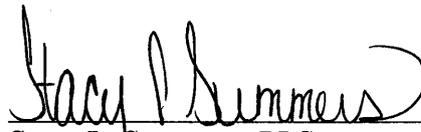
Mary S. Hobson
Adam Sherr
Stoel Rives LLP
Attorneys for Qwest Corporation

CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of March, 2005, I served the foregoing **REQUEST FOR WAIVER** upon all parties of record in this matter as follows:

Jean Jewell, Secretary
Idaho Public Utilities Commission
472 West Washington Street
Boise, ID 83720-0074
Phone: (208) 334-0300
Fax: (208) 334-3762
jjewell@puc.state.id.us

Hand Delivery
 U. S. Mail
 Overnight Delivery
 Facsimile
 Email



Stacy L. Summers, PLS
Legal Secretary to Mary S. Hobson
Stoel Rives LLP

**Confidential
Attachment A
Filed Under Cover**

Pooling Administration System

 jgbarlo@qwest.com (SP)

Sign Out

Part 1A

Type of Application : New

1.1 Contact Information :

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

Block Applicant :

Company Name **QWEST CORPORATION**
 Headquarters Address: **1801 California St**
 City: **Denver**
 State: **CO**
 Zip: **80202**

Contact Name **Mr Jacob Barlow**
 Contact Address **700 W Mineral Ave.**
 City **Littleton**
 Zip **80120**

State **CO**Telephone **(303) 707-8054**Fax **(303) 707-9577**E-mail **jacob.barlow@qwest.com**

Pooling Administrator :

Contact Name **Ms Tara Farquhar**
 Contact Address **1800 Sutter St. Ste. 780**
 City **Concord**
 Zip **94520**

State **CA**Telephone **9253637654**Fax **9253637695**E-mail **tara.farquhar@neustar.com**

1.2 General Information

LRN Needed **No**NPA **208**LATA * **652**OCN **9636-QWEST CORPORATION**Parent Company OCN * **9600**Number of Thousands-Blocks Requested **3**Switch Identification (Switching Identity/POI) * **IDFLIDMADS1**City or Wire Center Name **Idaho Falls**Rate Center **IDAHO FALLS**

Rate Center Sub Zone

1.3 Dates

Date of Application **Tuesday, March 8, 2005**Requested Block Effective Date **8 Apr 2005**

Request Expedited Treatment Yes No

1.4 Type of Service Provider Requesting the Thousands-Block

a) Type of Service Provider * Incumbent Local Exchange Carrier (ILEC)

b) Primary type of service Blocks to be used for * Wireline

<p>c) Thousands-Block(s) (NPA-NXX-X) assignment preference Click here to see the available blocks in the pool.</p>	<input type="text"/>	<input type="button" value=">>>"/>	<input type="button" value="Delete"/>
<p>d) Thousands-Block(s) (NPA-NXX-X) that are undesirable for this assignment, if any</p>	<input type="text"/>	<input type="button" value=">>>"/>	<input type="button" value="Delete"/>

e) If requesting a code for LRN purposes, indicate which block(s) you will be keeping (the remainder of the blocks will be given to the pool) N/A

1.5 Type of Request

Initial block for rate center Yes
 Growth block for rate center Yes
 Change block **N/A**
 Disconnect block **N/A**

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 INC 99-0127-023

Pooling Administration System

 jgbarlo@qwest.com (SP)

Sign Out

Months to Exhaust and Utilization Certification Worksheet - TN Level

Date **Tuesday, March 8, 2005**

OCN **9636**

Company Name **QWEST CORPORATION**

Rate Center **IDAHO FALLS**

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

208-356, 208-359, 208-496, 208-522, 208-523, 208-524, 208-525, 208-526, 208-528, 208-529, 208-533, 208-535, 208-542, 208-552, 208-227-0, 208-227-1, 208-227-2, 208-227-9, 208-656-0, 208-656-8, 208-656-9, 208-346-4, 208-346-5, 208-346-6, 208-346-9, 208-357-0, 208-357-1, 208-357-2, 208-357-3, 208-357-5, 208-357-7, 208-534-0, 208-538-5, 208-538-6, 208-538-7, 208-557-0, 208-557-2, 208-557-5, 208-557-6, 208-557-7

Name of Block Applicant **Mr Jacob Barlow**

Title **Code Administrator**

Telephone Number **(303) 707-8054**

Fax Number **(303) 707-9577**

E-Mail **jacob.barlow@qwest.com**

A. Available Numbers * **33987**

B. Assigned Numbers * **122112**

C. Total Numbering Resources * **166000**

D. Quantity of numbers activated in the past 90 days and excluded from the Utilization calculation * **0**

List excluded Code(s) or Block(s)

E. Growth History - Previous 6 months² *

Month 1	-173	Month 2	-21
Month 3	-175	Month 4	563
Month 5	94	Month 6	30

F. Forecast - Next 12 months³ *

Month 1	3056	Month 2	56
Month 3		Month 4	

	58		61
Month 5	64	Month 6	68
Month 7	71	Month 8	75
Month 9	78	Month 10	82
Month 11	86	Month 12	91

G. Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6) **560.500**

H. Months to Exhaust ⁴ (Numbers Available for Assignment to customers (A) / Average Monthly Forecast (G))

Block Requested	A. Available Numbers	H. Months to Exhaust
1	33987	60.637
2	34987	62.421
3	35987	64.205

I. Utilization⁵(Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded Numbers (D)) * 100 **73.561**

Explanation

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. 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.
3. Forecast of TNs needed in each following month, starting with the most recent month as Month #1.
4. 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)).
5. Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii))

Pooling Administration System

 jgbarlo@qwest.com (SP)

[Sign Out](#)

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

Your utilization calculates to 73.561 percent, while your State requires a utilization of 75.000 percent.

Select One Option and Submit

- Return to the Months To Exhaust Form
- Discard all the information provided for the request and start with a fresh Part 1A
- State Waiver Option