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DOCKET NO. 49796

RECEIVED

PETITION OF VALOR  
TELECOMMUNICATIONS OF TEXAS,  
LLC DBA WINDSTREAM  
COMMUNICATIONS SOUTHWEST FOR  
WAIVER OF DENIAL OF NUMBERING  
RESOURCES IN THE BOGATA,  
BOOKER, CROSBYTON,  
DARROUZETT, FOLLETT, MARQUEZ,  
ROGERS, AND SPEARMAN RATE  
CENTERS

2019 JUL 26  
PUBLIC UTILITY COMMISSION  
OF TEXAS

**ORDER NO. 1  
REQUESTING COMMENTS OR RECOMMENDATION**

On July 26, 2019, Valor Communications of Texas, LLC d/b/a Windstream Communications Southwest filed a petition requesting that the Commission overturn the decision of Telcordia Technologies, acting as the pooling administrator of the North America Numbering Plan (the Pooling Administrator), to deny Windstream’s request for a ten thousands-blocks of numbers in both of the 903 and 806 numbering plan areas (NPA) in the Bogata, Booker, Crosbyton, Darrouzett, Follett, Marquez, Rogers and Spearman rate centers. The ten thousands-blocks are requested in order to provide service via new packet switches created as part of the Federal Communications Commission’s (FCC) Connect America Fund Phase 2 and to establish a location routing number for each of the new packet switches located in the 903 and 806 NPA’s in the Bogata, Booker, Crosbyton, Darrouzett, Follett, Marquez, Rogers and Spearman rate centers.

Windstream indicated that it cannot provide this service unless it obtains a location routing number, which it cannot obtain unless it holds an NXX code. Windstream requests that the Commission direct the Pooling Administrator to assign Windstream the ten thousands-blocks of numbers in both the 903 and 806 numbering plan areas. The Pooling Administrator denied Windstream’s request because it did not meet the months-to-exhaust and utilization criteria established by the FCC.



The FCC's rules provide that a carrier may challenge a decision to withhold numbering resources to the appropriate state regulatory commission.<sup>1</sup> Furthermore, in the FCC's *NRO Order*, the FCC created a "safety valve" to allow carriers to obtain additional numbering resources under certain conditions when the Pooling Administrator denies a request for numbering resources.<sup>2</sup>

By August 9, 2019, Commission Staff must and interested parties may file a response or comments on the petition and provide a schedule for processing if needed.

Signed at Austin, Texas the 30<sup>th</sup> day of July 2019.

**PUBLIC UTILITY COMMISSION OF TEXAS**



**STEVEN LEARY**  
**ADMINISTRATIVE LAW JUDGE**

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<sup>1</sup> 47 C.F.R. § 52.15(g)(4).

<sup>2</sup> *Numbering Resource Optimization*, CC Docket No. 99-200, Third Report and Order and Second Order on Reconsideration, FCC 01-362, at para. 64 (rel. Dec. 28, 2000) (*NRO Order*).