

STATE OF NEW HAMPSHIRE

Inter-Department Communication

NHPUC 23MAY16PM1:27

DATE: May 23, 2016

AT (OFFICE): NHPUC

ML
FROM: Michael Ladam, Director, Regulatory Innovation and Strategy
SUBJECT: DT 16-554: Freedom Ring Communications' Request for Waiver of Neustar Denial of Numbering Resources
TO: Commissioners
Debra Howland, Executive Director
CC: David Wiesner

Executive Summary:

Staff recommends that the Commission grant BayRing's request for a waiver of Neustar's denial of numbering resources in Milford, New Hampshire. This request can be fulfilled without jeopardizing available numbering resources in that rate center.

Background:

On May 10, 2016, Freedom Ring Communications, L.L.C. d/b/a BayRing Communications (BayRing) filed a request asking the Commission to overturn Neustar's denial of BayRing's request for one block of telephone numbers. BayRing asserts that it is unable to meet the needs of one or more customers without obtaining the requested block.

Neustar administers telephone number assignments on behalf of the North American Numbering Plan Administrator (NANPA). Neustar denied the request because BayRing has not met the Months to Exhaust or utilization requirements in Milford: that is, its demand history does not support allocating new numbers to Milford at this time under standard processes.

Under 47 C.F.R. §52.15(g)(4), a state commission "may overturn the NANPA's decision to withhold numbering resources from the carrier based on its determination that the carrier has demonstrated a verifiable need for numbering resources and has exhausted all other available remedies."

BayRing has provided documentation of its customer demand with the Commission on a confidential basis. Staff has reviewed this documentation and considers the demand both credible and sufficient to justify release of a number block.

Staff has also examined the numbering resources available in Milford. A block can be assigned to BayRing without requiring the assignment of a new code to the rate center – dozens of free blocks will remain.

In Staff's assessment, BayRing has demonstrated a verifiable need for the number block requested, and has exhausted other available remedies. Staff recommends that the Commission grant a waiver of the Neustar denial of BayRing's request.

SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED

Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.

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FILING INSTRUCTIONS:

- a) Pursuant to N.H. Admin Rule Puc 203.02 (a), with the exception of Discovery, file 7 copies, as well as an electronic copy, of all documents including cover letter with:**
- DEBRA A HOWLAND
EXECUTIVE DIRECTOR
NHPUC
21 S. FRUIT ST, SUITE 10
CONCORD NH 03301-2429
- b) Serve an electronic copy with each person identified on the Commission's service list and with the Office of Consumer Advocate.**
- c) Serve a written copy on each person on the service list not able to receive electronic mail.**