



PUBLIC NOTICE

Federal Communications Commission
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DA 11-973
June 1, 2011

PLEADING CYCLE ESTABLISHED FOR COMMENTS ON VERIZON AND VERIZON WIRELESS PETITION FOR DECLARATORY RULING

WC Docket No. 11-95

COMMENTS DUE: July 15, 2011
REPLY COMMENTS DUE: August 15, 2011

On May 20, 2011, Verizon Communications, Inc. and Verizon Wireless (Verizon) filed a petition for declaratory ruling requesting that the costs of certain tasks that use the Number Portability Administration Center (NPAC) database but are unrelated to number portability or pooling be borne directly by the cost-causing providers, rather than shared by all telecommunications carriers.¹ Specifically, Verizon asserts that these transactions, which NPAC categorizes as “LNP Type 1 intra-provider ports and ‘modifies’ of NPAC records,” do not further “the two original purposes of the database: local number portability and number pooling.”² Verizon asserts that some providers are increasingly using the database for these transactions, which causes escalating costs, and that only those providers requesting these transactions should be required to pay for them.³

Concurrently with its petition, Verizon requested confidential treatment of its petition.⁴ The Chief, Wireline Competition Bureau has adopted a Protective Order that limits access to proprietary or

¹ Petition of Verizon and Verizon Wireless for Declaratory Ruling to Assess NPAC Database Intra-Provider Transaction Costs on the Requesting Provider at 1-2 (filed May 20, 2011) (Petition).

² *Id.* at 2, 6. “‘LNP Type 1 transactions’ or ‘intra-service provider transactions’ . . . occur when a service provider generates a transaction to port a number within its own network.” *Id.* at 6. As examples, Verizon states that service providers may move customers served by one switch to a different one within their network “to reorganize its network configurations or to migrate customers to newer or more efficient technology,” and “many carriers offer ‘location porting,’ which enables a customer who is not changing his or her service provider to keep his or her old phone number when moving to a new address within the same rate center.” *Id.* at 6-7. The other category of NPAC transactions included in Verizon’s request is known as “modifies,” which occur when a service provider makes a change within an existing record relating to its network. *Id.* at 7. According to Verizon, “providers often use ‘modify’ transactions to reorganize their own networks or customer services by altering the routing of calls or changing the SS7 routing information for supplementary services” and to make corrections to their data entry errors. *Id.* at 7.

³ *Id.* at 1, 3-5.

⁴ Request for Confidential Treatment (filed May 20, 2011) (Request).

confidential information that has been (and other information that may be) filed in this proceeding.⁵

Interested parties may file comments on the Verizon Petition for Declaratory Ruling on or before **July 15, 2011**, and reply comments on or before **August 15, 2011**. Filings in this proceeding should be captioned “Petition of Verizon and Verizon Wireless for Declaratory Ruling to Assess NPAC Database Intra-Provider Transaction Costs on the Requesting Provider” and filed in **WC Docket No. 11-95**.

All filings must be addressed to the Commission’s Secretary, Marlene H. Dortch, Office of the Secretary, Federal Communications Commission, 445 12th Street, SW, Suite TW-A325, Washington, D.C. 20554. Two courtesy copies must be delivered to Marvin Sacks, Federal Communications Commission, Wireline Competition Bureau, Pricing Policy Division, 445 12th Street, SW, Washington, D.C. 20554, or by e-mail to marvin.sacks@fcc.gov. Parties shall also serve one copy with the Commission’s copy contractor, Best Copy and Printing, Inc. (BCPI), Portals II, 445 12th Street, SW, Room CY-B402, Washington, D.C. 20554, (202) 488-5300, or via e-mail to fcc@bcpiweb.com.

Comments may be filed using the Commission’s Electronic Comment Filing System (ECFS) or by filing paper copies.

- Electronic Filers: Comments may be filed electronically using the Internet by accessing the ECFS: <http://www.fcc.gov/cgb/ecfs/>. Filers should follow the instructions provided on the website for submitting comments.
 - For ECFS filers, if multiple docket or rulemaking numbers appear in the caption of this proceeding, filers must transmit one electronic copy of the comments for each docket or rulemaking number referenced in the caption. In completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions, filers should send an e-mail to ecfs@fcc.gov and include the following words in the body of the message: get form <your email address>. A sample form and directions will be sent in response.
- Paper Filers: Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number. Parties are strongly encouraged to file comments electronically using the Commission’s ECFS.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). All filings must be addressed to the Commission’s Secretary, Marlene H. Dortch, Office of the Secretary, Federal Communications Commission.

- All hand-delivered or messenger-delivered paper filings for the Commission’s Secretary must be delivered to FCC Headquarters at 445 12th St., SW, Room TW-A325, Washington, D.C. 20554. All hand deliveries must be held together with rubber bands or

⁵ *Petition of Verizon and Verizon Wireless for Declaratory Ruling to Assess NPAC Database Intra-Provider Transaction Costs of the Requesting Provider*, WC Docket No. 10-110, Protective Order, DA 11-974 (rel. June 1, 2011).

fasteners. Any envelopes must be disposed of before entering the building. The filing hours are Monday through Friday, 8 a.m. to 7 p.m.

- Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743.
- U.S. Postal Service first-class, Express, and Priority mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554.

People with Disabilities: To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer and Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (tty).

Filings and comments are also available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, SW, Room CY-A257, Washington, D.C. 20554. They may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, SW, Room CY-B402, Washington, D.C., 20554, telephone 202-488-5300, facsimile 202-488-5563, or via e-mail at fcc@bcpiweb.com.

This matter shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules.⁶ Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentations must contain summaries of the substance of the presentations and not merely a listing of the subjects discussed. More than a one- or two-sentence description of the views and arguments presented generally is required.⁷ Other rules pertaining to oral and written *ex parte* presentations in permit-but-disclose proceedings are set forth in section 1.1206(b) of the Commission's rules.⁸

For further information, contact Marvin Sacks of the Pricing Policy Division, Wireline Competition Bureau, 202-418-1520, marvin.sacks@fcc.gov.

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⁶ See 47 C.F.R. §§ 1.1200, 1.1206.

⁷ See 47 C.F.R. § 1.1206(b).

⁸ See *id.*