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January 13, 2006

Mr. Thomas Navin
Chief, Wireline Competition Bureau
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

RE: pANI Recommendation for VoIP E911

Dear Tom:

Based on remarks made at the NRRI Summit meeting on Monday, January 9, 2006, Nebraska PSC Commissioner Anne Boyle understood that the FCC's delay in approving an Interim pANI Administrator was largely related to concerns about what entities could obtain pANI resources. Commissioner Boyle communicated her understanding to me and I was quite surprised since I thought that NANC had anticipated and addressed this concern. So, the purpose of this letter is to make sure that the Commission clearly understands NANC's recommendation and to ensure that there hasn't been a miscommunication on this issue.

NANC's pANI Issue Management Group (IMG) developed the recommendation that was fully supported by NANC. The IMG anticipated the concern related by Commissioner Boyle when it developed the Interim Guidelines. Three provisions included in the Guidelines are intended to limit access to pANI resources only to appropriate users. In the pANI Interim Assignment Guidelines for ESQK dated September 1, 2005 I would refer you to these three provisions:

1. Page 14: definition of "Eligible User"

Eligible User

An Eligible User is any entity that provides the appropriate documentation identified in these guidelines for the need for ESQKs to perform routing or data retrieval functions associated with emergency services. In the context of these guidelines, an Eligible User shall include a VSP or an entity providing VPC service acting on behalf of VSP(s). An entity that has not obtained approval from the 9-1-1 Governing Authority will not be considered an Eligible User.

2. Page 8, Section 5: Criteria for the Assignment of ESQK Numbers

The assignment criteria in the following sections shall be used by the Interim 9-1-1 RNA in reviewing an ESQK assignment request from an Eligible User for initial and/or additional ESQKs.

- 5.1 ESQKs are assigned to entities for use at a Selective Router for which the Eligible User has approval from the 9-1-1 Governing Authority to route E9-1-1 traffic for termination to a PSAP.
- 5.2 The potential Eligible User must self-certify that it is able to route traffic to the appropriate Selective Router before receiving its first grant of ESQK numbering resources.
- 5.3 The potential Eligible User must submit an ESQK request form certifying that a need exists for the assignment for use with a specific Selective Router.
- 5.4 The Interim 9-1-1 RNA will not issue ESQKs to an Eligible User without an Operating Company Number (OCN)¹. The OCN cannot be shared with another Eligible User.
- 5.5 All applications for numbering resources must include the company name, company headquarters address, OCN, parent company's OCN(s), and the primary type of business in which the numbering resources will be used.²
- 5.6 All applications for numbering resources must include a National Emergency Number Association (NENA) provided Company ID to be associated with the ESQKs

3. Page 19: VoIP Interim ESQK Request Form, Certification by Applicant

"I hereby certify that I have read the "pANI Interim Assignment Guidelines for ESQK " and meet the criteria required to obtain the requested number of ESQKs."

Much of the pANI IMG's effort was centered on providing sufficient definition, control over access to NANP resources, and assurance that these resource would only be issued to appropriate service providers via a neutral third party. Consistent with the Commission's directive to NANC in FCC 05-20 (released February 1, 2005) the Interim pANI Guidelines and appointment of the recommended third party administrator will level the playing field for the assignment of pANI resources which, by default, are already being assigned by an ILEC in some areas..

I hope the above information is helpful and will encourage the Commission to appoint a pANI administrator as recommended by the IMG and NANC. If there is additional information or background that the IMG or I can provide to you or your

¹ FCC 01-362, 47 C.F. R. § 52.15 (g)(4).

² FCC 00-104, 47 C.F.R. § 52.15 (g) (1).

staff to help move this matter forward, please contact me or one of the Co-Chairs of the pANI IMG: Hoke Knox (913) 315-9060 or Karen Mulberry (972) 729-7914.

Sincerely,

Bob Atkinson

Robert C. Atkinson
NANC Chair

cc: Cheryl Callahan
James Bachtell
Sanford Williams