

To: North American Numbering Council  
From: Dispute Resolution Team- Betty Ann Kane and Don Gray  
Date: October 22, 2010  
Subject: Findings and Recommendations

The Dispute Resolution Team was appointed by the former chairman of NANC to review the request of Telecordia Technologies, Inc. for the North American Numbering Council to resolve the dispute concerning NANC Change Orders 429, 430 and 435. The dispute involves two issues, one substantive and one procedural:

1. Do the Uniform Resource Identifier (URI) fields in Change Orders 429, 430, and 435 meet the requirement of 47 C.F.R. 52.25(f) that the fields in the Number Portability Administration Center “shall be limited to the information necessary to route telephone calls to the appropriate telecommunications carriers.”

2. Was the full appropriate process followed in the adoption of these changes orders.

The Dispute Resolution Team has reviewed all of the comments filed in this matter with the NANC. As the comments are in the public record and available on the NANC website, we do not rehash these comments here. Based on our best judgment, the Team makes the following findings and recommendations. In making these recommendations we are mindful that the authority of NANC is specifically limited to “advising” and making “recommendations” to the FCC, not making interpretations of the law.

#### Should the fields in question be in the NPAC?

1. 47 C.F.R. 52.25(f) limits the NPAC database to information necessary to route “telephone calls”.
2. However, meaning of the term “telephone calls” in 1996 when 47 C.F.R.52 was written most likely has little resemblance to the contemporary definition of “telephone calls”.
3. There appears to be near unanimous agreement that the industry needs a better definition of “telephone calls” and “voice communications.
4. On the other hand, “calls” are being placed and received successfully today under the current system of required URIs. The system is working with the current level of URIs.

#### Was the full appropriate process followed in the adoption of these changes orders?

The NANC has not made a formal determination that the proposed URIs are “necessary to route telephone calls to the appropriate carrier”.

#### Recommendations

We recommend that the NANC recommend that the FCC issue a Notice of Proposed Rulemaking on the definition of “telephone call.”

We further recommend that the fields in question not be activated at this time. Once the FCC has made a determination of the definition of “telephone call,” the fields, if necessary to implement that definition, would then be appropriate to include.