

**BEFORE THE WASHINGTON STATE  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition	)	DOCKET NO. UT-031822
Requesting Temporary Suspension	)	
of Implementation of Number	)	ORDER NO. 02
Portability -	)	
	)	ORDER EXTENDING
	)	DEADLINE FOR
INLAND TELEPHONE	)	IMPLEMENTING LOCAL
COMPANY	)	NUMBER PORTABILITY
.....	)	

**BACKGROUND**

- 1 On November 13, 2003, Inland Telephone Company, (Inland) requested a suspension of its obligation effective May 24, 2004, to provide local number portability. The petition was filed pursuant to Sec. 251(f)(2) of the Telecommunications Act of 1996, which allows state commissions to suspend or modify number portability requirements for small local exchange companies. On January 28, 2004, Inland was granted a temporary suspension by the Commission.
  
- 2 On April 27, 2004, Inland requested extensions of the temporary suspensions granted by the first order. Inland notified the Commission that the replacement switches proposed by its vendor did not provide satisfactory local number portability service, and also had deficiencies in equal access and Communications Assistance for Law Enforcement Act (CALEA). Inland has now selected another vendor and requests a revision of the deadlines granted in the first order.
  
- 3 In Order No. 1, the WUTC suspended the local number portability obligation for Inland until June 30, 2004 (Roslyn); December 31, 2004 (Dewatto); June 30, 2005 (Prescott); and December 31, 2005 (Uniontown).

4 In this request for further extension of temporary suspension, Inland has provided the tentative schedule of December 31, 2004 (Roslyn); June 30, 2005 (Dewatto); and December 31, 2005 (Prescott and Uniontown).

5 The Commission Staff believes that the Inland petition has provided an adequate reason to further suspend its obligations to comply with the FCC's number portability requirements on the condition that it offer interim number portability during the time the obligation is suspended.

6 After examination of this request at its June 9, 2004, open meeting and giving consideration to all relevant matters, the Commission finds that the petition of Inland should be granted.

#### FINDINGS AND CONCLUSIONS

- 7 (1) Inland Telephone Company is obligated to provide number portability upon receipt of a *bona fide* request unless this obligation is suspended or modified by the state commission. 47 U.S.C. 251(b)(2), 47 C.F.R. 52.23.
- 8 (2) The Commission has authority to act upon a petition for suspension or modification of the number portability requirement. 47 U.S.C. 251(f)(2).
- 9 (3) Inland has demonstrated that it cannot reasonably meet the deadlines established in Order No. 1 for the Roslyn, Dewatto, Uniontown, and Prescott exchanges.

## ORDER

### THE COMMISSION ORDERS:

- 10 (1) The petition is granted, suspending local number portability compliance from May 24, 2004 until December 31, 2004 (Roslyn); June 30, 2005 (Dewatto); and December 31, 2005 (Prescott and Uniontown), conditioned upon Inland Telephone Company providing interim local number portability using call-forwarding technology.
- 11 (2) Inland Telephone Company will provide interim number portability for any customers who desire to have their numbers ported to a wireless carrier, until their switches are converted and they come into compliance with local number portability.
- 12 (3) The Commission retains jurisdiction over this matter to take such future actions as may be appropriate.

DATED at Olympia, Washington, and effective this 9<sup>th</sup> day of June, 2004.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARILYN SHOWALTER, Chairwoman

RICHARD HEMSTAD, Commissioner

PATRICK J. OSHIE, Commissioner