FCC MAIL SECTION

APR 27 11 51 AM '99

DISPATCHED BY

DOCKET FILE COPY ORIGINAL

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of	)	
	)	
Cellular Telecommunications Industry Association's Petition for Forbearance From Commercial Mobile Radio Services Number Portability Obligations	)	WT Docket No. 98-229
	)	
and	)	
	)	
Telephone Number Portability	)	CC Docket No. 95-116

ERRATUM

By the Deputy Chief, Wireless Telecommunications Bureau:

Adopted: April 16, 1999 Released: April 20, 1999

1. This erratum corrects certain errors in the rules text of the *Memorandum Opinion and Order*, FCC 99-19, adopted in the above-captioned proceedings on February 8, 1999. The *Memorandum Opinion and Order* extended the deadline for broadband commercial mobile radio service (CMRS) providers to deploy service provider local number portability (LNP) in the top 100 Metropolitan Statistical Areas (MSAs), when another carrier has requested such deployment, until November 24, 2002. However, the rules text in Appendix A to the *Memorandum Opinion and Order* incorrectly listed the amended date in Section 52.31(a)(1)(ii) of the Commission's rules by which carriers must submit requests for LNP deployment to CMRS carriers in the top 100 MSAs. The correct date is February 24, 2002, nine months prior to the November 24, 2002 deadline for CMRS carriers to support service provider LNP in those switches for which a specific request has been made.

2. Accordingly, this erratum corrects the error in Section 52.31(a)(1)(ii) of the Commission's rules, as amended by the *Memorandum Opinion and Order*. In addition, this erratum corrects the inadvertent deletion of certain amendments to Section 52.31 that were adopted in the *Second Memorandum Opinion and Order on Reconsideration* in CC Docket No. 95-116, 13 FCC Rcd 21204 (1998), as well as certain typographical errors.

3. The corrected text of Section 52.31 is attached as Appendix A to this erratum. The corrected version of Section 52.31, along with a summary of the *Memorandum Opinion and Order*, will be published in the Federal Register.

FEDERAL COMMUNICATIONS COMMISSION

J. D. Schlichting

James D. Schlichting
Deputy Chief, Wireless Telecommunications Bureau

APPENDIX A

REVISED CMRS NUMBER PORTABILITY IMPLEMENTATION SCHEDULE

§ 52.31 Deployment of long-term database methods for number portability by CMRS providers

(a) By November 24, 2002, all covered CMRS providers must provide a long-term database method for number portability, including the ability to support roaming, in the MSAs identified in the Appendix to this part in compliance with the performance criteria set forth in section 52.23(a) of this chapter, 47 C.F.R. § 52.23(a), in switches for which another carrier has made a specific request for the provision of number portability, subject to paragraph (a)(1) of this section. A licensee may have more than one CMRS system, but only the systems that satisfy the definition of covered CMRS are required to provide number portability.

(1) Any procedure to identify and request switches for development of number portability must comply with the following criteria:

(i) Any wireline carrier that is certified (or has applied for certification) to provide local exchange service in a state, or any licensed CMRS provider, must be permitted to make a request for deployment of number portability in that state;

(ii) For the MSAs identified in the appendix to this part, carriers must submit requests for deployment by February 24, 2002;

(iii) A covered CMRS provider must make available upon request to any interested parties a list of its switches for which number portability has been requested and a list of its switches for which number portability has not been requested;

(iv) After November 24, 2002, a covered CMRS provider must deploy additional switches serving the MSAs identified in the Appendix to this part upon request within the following time frames:

(A) For remote switches supported by a host switch equipped for portability ("Equipped Remote Switches"), within 30 days;

(B) For switches that require software but not hardware changes to provide portability ("Hardware Capable Switches"), within 60 days;

(C) For switches that require hardware changes to provide portability ("Capable Switches Requiring Hardware"), within 180 days; and

(D) For switches not capable of portability that must be replaced ("Non-Capable Switches"), within 180 days.

(v) Carriers must be able to request deployment in any wireless switch that serves any area within the MSA, even if the wireless switch is outside that MSA, or outside any of the MSAs identified in the Appendix to this part.

(2) By November 24, 2002, all covered CMRS providers must be able to support roaming nationwide.

(b) By December 31, 1998, all covered CMRS providers must have the capability to obtain routing information, either by querying the appropriate database themselves or by making arrangements with other carriers that are capable of performing database queries, so that they can deliver calls from their networks to any party that has retained its number after switching from one telecommunications carrier to another.

(c) The Chief, Wireless Telecommunications Bureau, may waive or stay any of the dates in the implementation schedule, as the Chief determines is necessary to ensure the efficient development of number portability, for a period not to exceed 9 months (*i.e*, no later than September 30, 1999, for the deadline in paragraph (b) of this section, and no later than March 31, 2000, for the deadline in paragraph (a) of this section).

(d) In the event a carrier subject to paragraphs (a) and (b) of this section is unable to meet the Commission's deadlines for implementing a long-term number portability method, it may file with the Commission at least 60 days in advance of the deadline a petition to extend the time by which implementation in its network will be completed. A carrier seeking such relief must demonstrate through substantial, credible evidence the basis for its contention that it is unable to comply with paragraphs (a) and (b) of this section. Such requests must set forth:

(1) The facts that demonstrate why the carrier is unable to meet our deployment schedule;

(2) A detailed explanation of the activities that the carrier has undertaken to meet the implementation schedule prior to requesting an extension of time;

(3) An identification of the particular switches for which the extension is requested;

(4) The time within which the carrier will complete deployment in the affected switches; and

(5) A proposed schedule with milestones for meeting the deployment date.

(e) The Chief, Wireless Telecommunications Bureau, may establish reporting requirements in order to monitor the progress of covered CMRS providers implementing number portability, and may direct such carriers to take any actions necessary to ensure compliance with this deployment schedule.