

Order, including this FRFA, to the Chief Counsel for Advocacy of the SBA. A copy of this *Fourth Report and Order* and FRFA (or summaries thereof) will also be published in the **Federal Register**.

#### IV. Ordering Clauses

42. Pursuant to the authority contained in sections 1, 3, 4, 201–205, 251 of the Communications Act of 1934, as amended, 47 U.S.C. 151, 153, 154, 201–205, and 251, this *Fourth Report and Order* is hereby adopted and part 52 of the Commission's rules are amended and adopted as set forth in Appendix A of the *Fourth Report and Order*.

43. Pursuant to the authority contained in sections 1, 2, 3, 4, 251(e), 254(e), and 405 of the Communications Act of 1934, as amended, 47 U.S.C. 151, 152, 153, 154, 251(e), 254(e), and 405, and § 1.429 of the Commission's rules, 47 CFR 1.429, the petition for reconsideration filed by AT&T on May 6, 2002 is denied.

44. Pursuant to the authority contained in Sections 1, 3, 4, 201–205, 251 of the Communications Act of 1934, as amended, 47 U.S.C. 151, 153, 154, 201–205, and 251, this fourth further notice of proposed rulemaking is hereby adopted.

45. The amendments to §§ 52.20 through 52.31 of the Commission's rules as set forth in the rule changes are adopted, effective August 20, 2003. The action contained herein has been analyzed with respect to the Paperwork Reduction Act of 1995 and found to impose no new or modified reporting and/or recordkeeping requirements or burdens on the public.

46. The Commission's Consumer and Governmental Affairs Bureau, Reference Information Center, shall send a copy of this *Fourth Report and Order* in CC Docket No. 99–200 and CC Docket No. 95–116, and Fourth Further Notice of Proposed Rulemaking in CC Docket No. 99–200, including the Final Regulatory Flexibility Analysis and Initial Regulatory Flexibility Analysis, to the Chief Counsel for Advocacy of Small Business Administration.

#### List of Subjects in 47 CFR Part 52

Communications common carriers, Telecommunications, Telephone.

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary.*

#### Final Rules

■ For the reason discussed in the preamble, the Federal Communications Commission amends 47 CFR part 52 as follows:

#### PART 52—NUMBERING

■ 1. The authority citation for part 52 continues to read as follows:

**Authority:** Sections 1, 2, 4, 5, 48 Stat. 1066, as amended; 47 U.S.C. 151, 152, 154, 155 unless otherwise noted. Interpret or apply secs. 3, 4, 201–05, 207–09, 218, 225–7, 251–2, 271 and 332, 48 Stat. 1070, as amended, 1077; 47 U.S.C. 153, 154, 201–205, 207–09, 218, 225–7, 251–2, 271 and 332 unless otherwise noted.

■ 2. Section 52.20 is amended by revising paragraph (b) to read as follows:

##### § 52.20 Thousands-block number pooling.

(b) *General requirements.* Pursuant to the Commission's adoption of thousands-block number pooling as a mandatory nationwide numbering resource optimization strategy, all carriers, except those exempted by the Commission, must participate in thousands-block number pooling where it is implemented and in accordance with the national thousands-block number pooling framework and implementation schedule established by the Commission.

■ 3. Section 52.21 is amended by removing paragraph (r), redesignating paragraphs (a) through (q) as paragraphs (b) through (r), and by adding a new paragraph (a) to read as follows:

##### § 52.21 Definitions.

(a) The term *100 largest MSAs* includes the 100 largest MSAs as identified in the 1990 U.S. Census reports, as set forth in the Appendix to this part, as well as those areas identified as one of the largest 100 MSAs on subsequent updates to the U.S. Census reports.

■ 4. Section 52.23 is amended by revising paragraph (b)(1) to read as follows:

##### § 52.23 Deployment of long-term database methods for number portability by LECs.

(b)(1) All LECs must provide a long-term database method for number portability in the 100 largest Metropolitan Statistical Areas (MSAs), as defined in § 52.21(k), in switches for which another carrier has made a specific request for the provision of number portability, subject to paragraph (b)(2) of this section.

■ 5. Section 52.31 is amended by revising paragraphs (a) introductory text, (a)(1)(ii), and (a)(1)(iv) introductory text to read as follows:

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

(a) By November 24, 2003, all covered CMRS providers must provide a long-term database method for number portability, including the ability to support roaming, in the 100 largest MSAs, as defined in § 52.21(k), in compliance with the performance criteria set forth in section 52.23(a) of this part, 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) \* \* \*  
(ii) Carriers requesting deployment in the 100 largest MSAs by November 24, 2003 must submit requests by February 24, 2003.

(iv) After November 24, 2003, a covered CMRS provider must deploy number portability in additional switches serving the 100 largest MSAs upon request within the following time frames:

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#### FEDERAL COMMUNICATIONS COMMISSION

#### 47 CFR Part 52

[CC Docket No. 95–116; FCC 97–74]

#### Telephone Numbering Portability

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; announcement of effective date.

**SUMMARY:** On March 11, 1997, the Commission released a First Memorandum Opinion and Order on Reconsideration in CC Docket No. 95–116; FCC 97–74 (Order). In that Order the Commission concludes that Query on Release (QOR) is not an acceptable long-term number portability method. Second, the Commission extends the completion deadlines in the implementation schedule for wireline carriers by three months for Phase I and by 45 days for Phase II. A summary of the Order was published in the **Federal Register**. In that summary, the Commission stated that the modified rules would become effective May 15, 1997. Information collections, however, which are subject to approval by the