

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Commission's Consideration	)	
Of Telephone Safety Valve Requests and Other	)	Case No. 10-884-TP-UNC
Number Resource Related Filings	)	

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**PETITION FOR REVIEW OF TDS TELECOM ON BEHALF OF  
CONTINENTAL TELEPHONE COMPANY  
OF A DECISION OF NEUSTAR – POOLING ADMINISTRATOR DENYING A  
REQUEST FOR NUMBERING RESOURCES**

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Pursuant to Section 52.15(g)(3)(iv) of Title 47 of the Code of Federal Regulations ("C.F.R."), TDS Telecom on behalf of Continental Telephone Company ("Continental") hereby petitions the Public Utilities Commission of Ohio ("Commission") to reverse a decision of the Pooling Administrator ("PA" or "Neustar") denying Continental's request for numbering resources in the Continental rate center for the reasons set forth below.

On June 13, 2017, Continental submitted a request to Neustar for a one-thousand-number block in accordance with current guidelines, including the months-to-exhaust ("MTE") certification procedures established in the Central Office Code Assignment Guidelines. As part of a Connect America Fund broadband project, Continental is installing a new Metaswitch which will eventually replace the existing legacy switch. In order to conduct an orderly transition to this new platform, Oakwood requires the use of numbering resources, specifically a Local Routing Number ("LRN"), that will allow these switches to coexist with the legacy equipment. Once the transition is complete, Continental intends to return this number block to the PA pool for reuse elsewhere in the State.

On June 16, 2017, Continental's request for the additional numbers was denied by Neustar because Continental does not meet the utilization threshold necessary in order to obtain numbering

resources. The Federal Communications Commission ("FCC") requires a Months-To-Exhaust ("MTE") of six months or less, and Continental is now at 891.4 months for the Continental rate center.

The FCC's rules set forth the instant procedure for state commission review of a denial of a numbering resource request. 47 C.F.R. § 52.15(g)(3)(iv). The FCC's rules allow a state commission to "overturn the NANPA's decision to withhold numbering resources from the carrier based on its determination that the carrier has demonstrated a verifiable need for numbering resources and has exhausted all other available remedies." 47 C.F.R. § 52.15(g)(4). The FCC Report and Order adopting this rule elaborates as follows:

We therefore clarify that states may also grant relief if a carrier demonstrates that it has received a customer request for numbering resources in a given rate center that it cannot meet with its current inventory. Carriers may demonstrate such a need by providing the state with documentation of the customer request and current proof of utilization in the rate center. States may not accommodate requests for specific numbers (i.e., vanity numbers), but may grant requests for customers seeking contiguous blocks of numbers.

*Third Report and Order and Second Order on Reconsideration, Number Resource Optimization*, FCC 01-362, CC Docket Nos. 96-98 and 99-200, ¶ 64 (December 28, 2001).

Because Continental does not meet the PA utilization guidelines needed to obtain a new LRN in Continental, Ohio, it is requesting waiver in the form of an administrative order from the Commission. Continental is committing to return the LRN and all associated number blocks to PA once the company has completed the full migration and decommissioning of the legacy switch. Upon completion of the migration, Continental will return this new code to Neustar and the number pooling administrator.

Continental is anticipating the full migration and decommission of the legacy switch within five years of implementation of the new switch. If unforeseen circumstances arise and Continental does not meet this deadline, it will request an extension from the Commission.

Continental is requesting a full code be assigned and will retain all 10 blocks to prevent contamination and assignment of numbers within the 567-500. Continental will only use numbers for LRN and testing purposes and will ensure all other numbers are blocked so a smooth relinquishment of the 567-500 can happen when the existing legacy switch is decommissioned. This approach will prevent other blocks from being assigned to other carriers and will help ensure the code can be repurposed in the future in another rate center within the NPA boundary.

This installation of the Metaswitch represents a significant investment in Ohio and Continental hopes the Commission will support these investments by granting this waiver request.

Copies of the thousand-block application, the Months-To-Exhaust certification, and the Neustar's denial are attached and incorporated herein as Exhibits A, B and C, respectively.

Respectfully submitted,

/s/ Frank P. Darr (Sup. Ct. No. 0025469)  
McNees Wallace & Nurick  
21 East State Street  
Columbus, Ohio 43215  
Telephone: 614-469-8000  
Fax: 614-469-4653  
[fdarr@mcneeslaw.com](mailto:fdarr@mcneeslaw.com)

Counsel of Record for TDS

# EXHIBIT A

## Central Office Code (NXX) Assignment Request - Part 1

Revised January 4, 2016

Tracking Number: 567-583173Type of Application: ☒ New ☐ Change <sup>1</sup> ☐ Delete

## 1.0 GENERAL INFORMATION

## 1.1 Contact Information:

Code Applicant:Company/Entity Name: CONTINENTAL OF OHIOHeadquarters Address: 525 Junction Rd.City, State, Zip: Madison, WI, 53717Contact Name: Paul T NejedloContact Address: 525 Junction Rd.City, State, Zip: Madison, WI, 53717Phone: 608-664-4659Fax: 608-830-5601E-mail: paul.nejedlo@tdstelecom.comCode Administrator:<sup>2</sup>Name: Patricia SoderlandAddress: 21575 Ridgetop Circle,City, State, Zip: Sterling, VA, 20166Phone: 571-434-5348Fax: 571-434-55021.2 NPA: 567NXX: <sup>3</sup>LATA: 626OCN: <sup>4</sup>0607Parent Company's OCN(s)  
0881Switching Identification(Switch Entity/POI) <sup>5</sup>CNTLOHXAGT0Locality/City/Wire Center: CONTINNTALRate Center: <sup>6</sup>CONTINNTALHoming Tandem Operating Co: <sup>7</sup>AMERITECHTandem Homing CLLI: <sup>8</sup>TOLDOH216GT1.3 Dates: Date of Application: 06/13/2017Request Effective Date: <sup>9</sup><sup>10</sup>08/11/2017

☐ By selecting this checkbox, I acknowledge that I am requesting the earliest possible effective date the Administrator can grant. Please note that this only applies to a reduction in the Administrator's processing time, however the request will still be processed in the order received.

Expedite Reason:     

## 1.4 Type of company/entity requesting the code:

a) Incumbent Local Exchange Carrier (ILEC) (LEC, IC, CMRS, Other)b) Types of service: Wireline (e.g., Cellular - Type 2)c) Code Assignment Preference (Optional) 567-500 ✓d) Codes that are undesirable, if any                     e) Type of change(Mark all that apply)☐ OCN-Intra-company <sup>11</sup> ☐ Switching Id ☐ Rate Center ☐ Tandem Homing CLLI☐ OCN-Inter-company <sup>12</sup> ☐ Effective Date ☐ LATA ☐ Extend Reservation1.5 Type of Request (Initial, growth, etc.) Growth

If an initial code, attach (1) evidence of certification and (2) proof of ability to place code in service within 60 days. If a growth code, attach months to exhaust worksheet.

Pooling Indicator: <sup>13</sup> ☐ Yes ☒ No

1.6 NPA Jeopardy Criteria Apply: ☐ Yes ☐ No

1.7 Code request for new service (Explain): LRN NEEDED FOR NEW SWITCH BEING INSTALLED

1.8 It is the code applicant's responsibility to arrange input of Part 2 information into BIRRDs. The 45-calendar day nationwide minimum interval cut-over for BIRRDs will not begin until input into BIRRDs has been completed.

Comments:

I hereby certify that the above information requesting an NXX code is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Central Office Code (NXX) Assignment Guidelines posted to the ATIS web site (<http://www.atis.org/inc/incguides.asp>) as of the date of this application. <sup>14</sup>

Paul T Neiedlo

Signature of Code Applicant

Sr. Administrator

Title

06/13/2017

Date

<sup>1</sup>Identify type and reason for change(s) in Section 1.4(e).

<sup>2</sup>A list of the current Code Administrator(s) who can provide assistance in completing this form is available upon request from NANPA.

<sup>3</sup>The NXX field is required for any code request in which there is a change or the NXX is being returned.

<sup>4</sup>Operating Company Number (OCN) assignments must uniquely identify the applicant. Relative to CO Code assignments, NECA-assigned Company Codes may be used as OCNs. Companies with no prior CO Code or Company Code assignments may contact NECA (800-228-8597) to be assigned a Company Code(s). Since multiple OCNs and/or Company Codes may be associated with a given company, companies with prior assignment should direct questions regarding appropriate OCN usage to the iconectiv Telecom Routing Administration (TRA) on 732-699-6700.

<sup>5</sup>This is an 11-character descriptor of the switch provided by the owning entity for the purpose of routing calls. This is the 11-character iconectiv Common Language® Location Code (CLLI™ Code) of the applicant's switch or POI. Common Language® and Telcordia® are registered trademarks and CLLI™, LERG™ Routing Guide and iconectiv™ are trademarks and the Intellectual Property of Telcordia Technologies, Inc. dba iconectiv.

<sup>6</sup>Rate Center name must be a tariffed Rate Center associated with toll billing.

<sup>7</sup>Applies to any code applicant connecting to the Public Switched Telephone Network via a tandem owned by a different carrier.

<sup>8</sup>This is an eleven-character descriptor provided by the owning entity for the purpose of routing calls. This must be the CLLI™ Location Identification Code of the switching entity/POI, and is the same on Part 2, Form 1, Page 2 of 2.

<sup>9</sup>Code applicants should request an effective date that is at least 66 calendar days from the submission of this form. It should be noted that interconnection arrangements and facilities need to be in place prior to activation of a code. Such arrangements are outside the scope of these guidelines.

<sup>10</sup>Requests for code assignment shall not be made more than six months prior to the requested effective date.

<sup>11</sup>Select if you are the current Code Holder

<sup>12</sup>Select if you are not the current Code Holder

<sup>13</sup>The Applicant will indicate "YES" if the NXX being requested will be used for thousands-block number pooling and will leave this field blank if it is not.

<sup>14</sup>An incomplete form may result in delays in processing this request.

# EXHIBIT B

Revised January 4, 2016

Appendix B

## CO CODE ASSIGNMENT

**MONTHS TO EXHAUST CERTIFICATION WORKSHEET - TN Level<sup>1</sup>**  
**(Worksheet to be used for Request for Additional Codes for Growth)**

Date: 06/13/2017 Company Name: CONTINENTAL OF OHIORate Center: CONTINNTALNPA-NXXs included in growth calculation<sup>2</sup>: 419-596

Signature of Authorized Representative of Code Applicant: \_\_\_\_\_

Title: \_\_\_\_\_ Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

A. Telephone Numbers (TNs) Available for Assignment (See Glossary<sup>3</sup>): 8914

	Month #1	Month #2	Month #3	Month #4	Month #5	Month #6	Month #7	Month #8	Month #9	Month #10	Month #11	Month #12
B. Previous 6-month growth history <sup>4</sup>	<u>10</u>	<u>7</u>	<u>14</u>	<u>5</u>	<u>5</u>	<u>8</u>						
C. Forecast - Next months 1-12 <sup>5</sup>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>

D. Average Monthly Forecast (Sum of months 1-6 Part C above divided by 6): 10.0

E. Months to Exhaust<sup>6</sup> =  $\frac{\text{Telephone Numbers (TNs) Available for Assignment (A)}}{\text{Average Monthly Forecast (D)}}$  = 891.4

F. Utilization Level<sup>7</sup> =  $\frac{\text{Telephone Numbers (TNs) Assigned}}{\text{Total Numbering Resources in Applicant's Inventory}} \times 100$  = 10.86

Explanation: \_\_\_\_\_

<sup>1</sup>A copy of this worksheet is required to be submitted to the Code Administrator; for audit purposes, it must be in the applicant's files.

<sup>2</sup>Report on all resources for the requested geographic area, including newly acquired codes.

<sup>3</sup>Definitions of terms may be found in the Glossary section of the Central Office Code (NXX) Assignment Guidelines.

<sup>4</sup>Net change in TNs no longer available for assignment in each previous month, starting with the most distant month as Month #1, and Month #6 as the current month.

<sup>5</sup>Forecast of TNs needed in each following month, starting with the most recent month as Month #1.

<sup>6</sup>To be assigned an additional CO Code (NXX) for growth, "Months to Exhaust" must be less than or equal to 6 months. (47 CFR § 52.15 (g) (4) (iii)).

<sup>7</sup>Newly acquired numbers (see glossary) may be excluded from the utilization calculation (47 CFR § 52.15 (g) (4) (ii)).



# EXHIBIT C

**Nejedlo, Paul**

**From:** patricia.soderland@neustar.biz  
**Sent:** Friday, June 16, 2017 9:11 AM  
**To:** Nejedlo, Paul  
**Cc:** part3@neustar.biz  
**Subject:** Part 3 for tracking id:567-583173

# NANP Administration System

Dated 16 June 2017

**Central Office Code Assignment Guidelines (COCAG)**  
**Central Office Code (NXX) Assignment Request - Part 3 - ATIS-0300050.p3**  
**Revised: February 9, 2004**

**Administrator's Response/Confirmation Tracking Number: 567-583173**

Date of Application:	<u>06/13/2017</u>	Date of RECEIPT:	<u>06/13/2017</u>
Date of Response:	<u>06/16/2017</u>	Effective Date:	<u></u>
Company/Entity Name:	<u>CONTINENTAL OF OHIO</u>	Service Provider OCN:	<u>0607</u>
	<u>MID-PLAINS TELEPHONE, INC.</u>	Parent Company OCN:	<u>0881</u>
Contact Name:	<u>Paul T Nejedly</u>	Phone:	<u>608-664-4659</u>
		Email:	<u>paul.nejedlo@tdstelecom.com</u>
		Fax:	<u>608-830-5601</u>

**Code Administrator Contact Information:**

<u>Patricia Soderland</u>	Phone:	<u>571-434-5348</u>
Signature of Code Administrator		
<u>Patricia Soderland</u>	Fax:	<u>571-434-5502</u>
Name (print)		
	Email:	<u>patricia.soderland@neustar.biz</u>

**NPA: 567      Code Assigned:             Date of NXX Code Assignment:**

Switch Identification(Switch Entity/POI): CNTLOHXAGT0

Rate Center:  
CONTINNTAL

Code Reserved: \_\_\_\_\_ Date of Reservation: \_\_\_\_\_

Your code Reservation will be honored until: \_\_\_\_\_

Switch Identification (Switch Entity/POI): \_\_\_\_\_

**Form incomplete**

Additional information required in the following sections(s)

**X Form Complete, code request denied.**

**Explanation:**

**Assignment activity suspended by the administrator.**

Explanation: \_\_\_\_\_

Further Action: \_\_\_\_\_

NPA in jeopardy: Yes: \_ No: \_

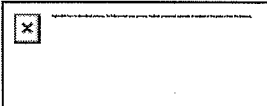
If yes, refer to the Section 9 of the assignment guidelines

**Remarks:**

According to the FCC 2nd Report and Order (FCC 00-429) effective June 30, 2003, in order to receive additional numbering resources, the MTE form you submit must meet the 75% utilization level. If you are in disagreement with the disposition of this code request, please refer to the Central Office Code (NXX) Assignment Guidelines for the appeals process.

A copy of this Part 3 has been sent to the following users/email addresses.

paul.nejedlo@tdstelecom.com



**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**6/30/2017 10:21:31 AM**

**in**

**Case No(s). 10-0884-TP-UNC**

Summary: Petition for Review of TDS Telecom on Behalf of Continental Telephone Company of a Decision of Neustar - Pooling Administrator Denying a Request for Numbering Resources electronically filed by Mr. Frank P Darr on behalf of TDS Telecom