

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE COMMISSION'S
CONSIDERATION OF TELEPHONE SAFETY
VALVE REQUESTS AND OTHER NUMBER
RESOURCE RELATED FILINGS.

CASE NO. 10-884-TP-UNC

ENTRY

Entered in the Journal on August 1, 2017

{¶ 1} On December 28, 2001, the Federal Communications Commission (FCC) released its Third Report and Order and Second Order on Reconsideration in CC Docket 99-200, *Numbering Resource Optimization*. At paragraph 61 of this Order, the FCC delegated authority to the states to hear claims that a safety valve mechanism should be applied when the North American Numbering Plan Administrator (NANPA) or the Pooling Administrator (PA) denies a specific request for numbering resources. Furthermore, the FCC clarified that the safety valve mechanism could be employed in those instances where a carrier is unable to meet a specific customer need or other verifiable need for additional resources.

{¶ 2} On June 30, 2017, TDS Telecom, on behalf of Little Miami Telephone Communications Corporation (Little Miami), filed a petition for review of a decision of the PA. In its filing, Little Miami represents that on June 15, 2017, it submitted a request to the PA for one new one-thousand-number block in the Fayetteville, Ohio rate center. According to the attachments accompanying Little Miami's petition for review, the PA refused to grant Little Miami's request because Little Miami does not meet the utilization criteria established by the FCC.

{¶ 3} Little Miami explains that, as a part of a Connect America Fund broadband project, it is installing, in the Fayetteville rate center, a new Metaswitch which will eventually replace the existing legacy switch that is now there. Little Miami submits that it needs a new one-thousand-number NXX block for the Fayetteville rate center, in order to establish the local routing number (LRN) for the new switch, so that, during the switch replacement transition period, both the legacy switch and the new

switch will coexist with the legacy equipment already in place in the involved rate center. Little Miami commits to returning to the PA, once the company has completed the full migration and decommissioning of the legacy switch, the entire one-thousand block it now seeks – including both the LRN and all associated numbers, for reuse elsewhere.

{¶ 4} By Entry issued on November 7, 2002, in Case No. 97-884-TP-COI, the Commission, on its own motion, delegated to its legal department the authority to rule, by examiner's entry, on carrier numbering requests, other than those seeking reclamation of entire NXX codes or of particular one-thousand-number blocks.

{¶ 5} After a review of the Little Miami petition, the attorney examiner believes that the applicant, in accordance with 47 C.F.R. 52.15(g)(4), has demonstrated a verifiable need for the requested numbering resources and that it has exhausted all other remedies. In reaching this determination, the attorney examiner recognizes Little Miami's need, in the involved rate center, for a new one-thousand-number block to establish a LRN for use during the transmission period that will occur as a new Metaswitch is installed to replace the existing legacy switch now in use in the Fayetteville rate center. For this reason, the attorney examiner finds that the PA's decision to deny Little Miami's petition for additional numbering resources in the Fayetteville rate center should be overturned and NANPA should assign a new one-thousand-number block that meets Little Miami's needs in establishing, for use during the transition period, an LRN for its new switch. Little Miami is directed to return to the PA pool, once the company has completed the full migration and decommissioning of the legacy switch, the entire one-thousand block it has sought and been granted by this Entry – including both the LRN and all associated numbers.

{¶ 6} It is, therefore,

{¶ 7} ORDERED, That Little Miami's request to overturn the PA's decision to withhold the requested numbering resources is granted as described in Paragraph (5). It is, further,

{¶ 8} ORDERED, That, once the company has completed the full migration and decommissioning of the legacy switch, Little Miami shall return to the PA pool, for use elsewhere, the entire one-thousand block it has sought and been granted by this Entry – including both the LRN and all associated numbers. It is, further,

{¶ 9} That a copy of this Entry be served upon Little Miami.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/ Daniel E. Fullin

By: Daniel E. Fullin
Attorney Examiner

JRJ/dah

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Commission of Ohio Docketing Information System on

8/1/2017 2:54:19 PM

in

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

Summary: Attorney Examiner Entry granting a request to review and overturn the Pooling Administrator's earlier decision to deny numbering resources. Entry electronically filed by Debra Hight on behalf of Daniel E. Fullin, Attorney Examiner.