**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 )

**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**

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)

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