BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Commission's Investi- )

gation into Telephone Numbering and ) Case No. 10-884-TP-COI

Number Assignment Procedures )

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AT&T OHIO'S REQUEST FOR REVIEW OF A

DECISION OF NEUSTAR - POOLING ADMINISTRATOR

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AT&T Ohio, by its attorneys and pursuant to 47 CFR § 52.15(g)(3)(iv), respectfully requests that the Public Utilities Commission of Ohio (“Commission”) review and overturn the Pooling Administrator’s (“PA” or “NeuStar”) denial of AT&T Ohio’s request for numbering resources, as more fully described herein.

AT&T Ohio requested NeuStar to assign to assign a new NXX for the Cleveland Clinic (“the Clinic”) in order to facilitate the Clinic’s dramatic growth, expansion and reconfiguration plans. The Clinic requested a new NXX code in order to obtain 10,000 consecutive new telephone numbers in the Cleveland rate center since the numbering resources in AT&T Ohio’s inventory are inadequate to meet its needs. More specifically, the Clinic requested the 216-442 code.

The Clinic’s request is driven by continued growth throughout its numerous facilities in northeast Ohio. First and foremost, a number of new buildings are under construction at the Clinic’s main campus and the Clinic anticipates that several thousand of the new telephone numbers will service telephone stations at these new buildings. In addition, the installation of a new PBX system will facilitate expansion of the main telecommunications system to other Clinic health care facilities which are not currently part of the existing system. This will require an as yet undetermined number of additional telephone numbers from the requested new code. Moreover, the facility located in Independence is also undergoing expansion and is expected to require approximately 1,000 new telephone numbers. Changes at the Parker campus are likely as well, and although not yet solidified, preliminary estimates indicate a need for 1,250 numbers there. Most of the remaining numbers are expected to be utilized in developing and maintaining a comprehensive and cohesive universal dialing plan for nine additional hospitals that will allow callers to easily distinguish who they are calling and to incorporate these nine disparate locations into the comprehensive Cleveland Clinic telecommunications plan.

The Clinic currently has an enterprise-wide telecommunications system that serves a variety of locations via the SL100 and the OC48 located on the main campus. The enterprise-wide system employs a 5-digit dialing capability and so, requires new numbers that comport with the existing numbering criteria. Thus, the request for the 216-442 NPA-NXX aligns with the existing 216-444,445,636 and 448 numbers. The current telecommunications system will not accommodate use of the XXO, XX1, XX3, XX7 or XX9 as they conflict with other internal extensions.

Work is expected to begin on the aforementioned projects before the end of 2010 and will continue for the next several years. The Clinic anticipates that assignment of the 216-442 code will sufficiently address its telephone number resource needs for the next five years.

The Clinic’s request for numbers cannot be filled with AT&T Ohio’s existing numbering resource inventory. Recent review of AT&T Ohio’s inventory in the Cleveland rate center demonstrates that the required number of consecutive telephone numbers meeting its technical parameters is simply not available. Although AT&T Ohio has an adequate supply of usable telephone numbers in this rate center to satisfy incremental requests for numbers without receiving a new block of numbers, AT&T Ohio’s existing telephone number resources cannot satisfy this customer’s specific need. Nevertheless, AT&T Ohio’s request to obtain the required numbering resources from NeuStar will not be processed because AT&T Ohio does not meet the two required FCC criteria to obtain numbering resources in the Cleveland rate center. The FCC requires a months-to-exhaust (MTE) of 6 months or fewer. AT&T Ohio is at a 568.67 MTE due to a negative growth history and a negative growth forecast for this rate center as well as overly contaminated inventory that does not qualify for donation. In addition, the FCC requires utilization of 75% or higher and AT&T Ohio is at 54.825%. Thus, neither FCC criteria is met in this case.

The FCC's rules identify a procedure whereby denial of a numbering resource request can be brought to the appropriate state commission for review. 47 CFR § 52.15(g)(3)(iv) provides as follows:

(iv) The NANPA shall withhold numbering resources from any U.S. carrier that fails to comply with the reporting and numbering resource application requirements established in this part. The NANPA shall not issue numbering resources to a carrier without an Operating Company Number (OCN). The NANPA must notify the carrier in writing of its decision to withhold numbering resources within ten (10) days of receiving a request for numbering resources. The carrier may challenge the NANPA's decision to the appropriate state regulatory commission. The state regulatory commission may affirm or overturn the NANPA's decision to withhold numbering resources from the carrier based on its determination of compliance with the reporting and numbering resource application requirements herein.

In addition, the FCC's December 12, 2001 Order in its Number Resource Optimization Report and Order, CC Docket No. 99-200, FCC No. 01-362, paragraph 64 states that, "States may not accommodate requests for specific numbers (i.e. vanity numbers), but may grant requests for customers seeking contiguous blocks of numbers." AT&T Ohio submits that Cleveland Clinic’s request constitutes special circumstances and demonstrates a clear requirement that warrants the Ohio Commission's review and reversal of NeuStar's decision.

Attached to this request are copies of AT&T Ohio's Thousand Block Application Form, the Months-to-Exhaust Certification, a copy of NeuStar’s denial, and a copy of Cleveland Clinic’s request.

For the reasons set forth herein, AT&T Ohio respectfully requests that the Commission overturn NeuStar's denial and direct NeuStar to assign the requested numbers in the Cleveland rate center to AT&T Ohio for use by Cleveland Clinic.

Respectfully submitted,

AT&T Ohio

By: \_\_\_\_\_\_/s/ Jon F. Kelly\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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