

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Investigation into)
Telephone Numbering and Number) Case No. 97-884-TP-COI
Assignment Procedures.)

ENTRY

The attorney examiner finds:

- (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 5, 2009, AT&T Ohio (AT&T) filed a Motion for Review of a Decision of the PA to deny AT&T's request for numbering resources. In its filing, AT&T explains that, on June 1, 2009, it submitted a request with the PA for the assignment of four blocks of one-thousand telephone numbers in the Canal Winchester rate center in order to satisfy a specific customer's request.

AT&T states that a customer, Mount Carmel Health Care System (MCHCS), has requested 4,000 consecutive numbers to serve its new medical facility which will house in-patient, out-patient and emergency services. AT&T attached a letter from its customer stating its need for numbers. Furthermore, in order to be compatible with its existing numbering scheme, MCHCS is requesting that the thousands-blocks beginning with the digits "0," and "9" not be assigned to it in this rate center, and that it would prefer assignment of blocks beginning with the digits "6" and "7".

AT&T represents that it is unable to meet the customer's request for 4,000 consecutive telephone numbers with its existing

inventory. According to the attachments accompanying AT&T's motion, the PA refused to grant AT&T's request for additional number resources in the Canal Winchester rate center because AT&T's utilization of 71 percent did not meet the 75 percent utilization of assigned numbers as required by the FCC prior to the assignment of additional number resources. In addition, AT&T's 11.4 months-to-exhaust of its numbering resources in this rate center exceeds the FCC's requirement of 6 months-to-exhaust.

- (3) Pursuant to the Commission's Entry of November 7, 2002, in this case, the Commission, on its own motion, delegated the authority to rule on carrier numbering requests, other than an order to reclaim a code or thousands-block, to the Legal Department pursuant to an attorney examiner's entry.
- (4) After a review of AT&T's motion, the attorney examiner believes that the applicant has demonstrated a legitimate need for the requested blocks of telephone numbers in accordance with 47 C.F.R. 52.15(g)(3)(iv).

In reaching this determination, the attorney examiner recognizes AT&T's need for four blocks of one-thousand contiguous telephone numbers for growth that will be compatible with a specific customer's telephone system and dialing pattern. For this reason, the attorney examiner finds that the PA's decision to deny AT&T's application for additional numbering resources in the Canal Winchester rate center should be overturned. In the event that the forecasted demand does not occur in the manner represented, the unused thousands-block(s) are to be donated to the number pool in the Canal Winchester rate center.

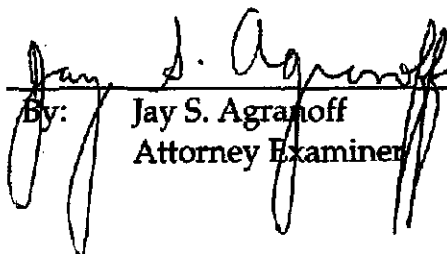
It is, therefore,

ORDERED, That AT&T's request to overturn the PA's decision to withhold the requested numbering resources is granted as described in Finding (4). It is, further,

ORDERED, That, should the forecasted demand for the thousands block(s) not occur in the manner represented, the block(s) are to be returned to the applicable pool consistent with this Entry. It is, further,

ORDERED, That a copy of this Entry be served upon the applicant and all interested entities of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Jay S. Agranoff
Attorney Examiner

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Entered in the Journal
JUN 11 2009



Renee J. Jenkins
Secretary