



221 E. Fourth St.
P.O. Box 2301
Cincinnati, Ohio 45201-2301

June 1, 2010

Ms. Renee Jenkins
Public Utilities Commission of Ohio
Docketing Division
180 East Broad Street
Columbus, Ohio 43215

RE: In the Matter of the Commission's Investigation into Telephone Numbering and Number Assignment Procedures, PUCO Case No. 97-884-TP-COI

Dear Ms. Jenkins:

Accompanying this letter is a Petition of Cincinnati Bell Extended Territories LLC for Review of a Decision of the Number Pooling Administrator to be filed in connection with the above referenced proceeding. This Petition and attachments are being filed electronically and are contained entirely within this PDF file. Questions regarding this filing may be directed to me at the above address or by telephone at (513) 397-6671.

Sincerely,

A handwritten signature in blue ink that reads "Patricia L. Rupich".

Patricia L. Rupich

cc: Jay Agranoff (via e-mail)
Lori Sternisha (via e-mail)

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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

**PETITION OF CINCINNATI BELL EXTENDED TERRITORIES LLC
FOR REVIEW OF A DECISION OF THE POOLING ADMINISTRATOR**

Cincinnati Bell Extended Territories LLC (“CBET”) hereby requests that the Commission review and overturn a decision of the number Pooling Administrator (“PA”), which denied a CBET request for numbering resources. On April 6, 2010, CBET filed a request with the PA for a thousands-block of numbers (1,000 numbers) within the Beavercreek rate center to meet a specific customer request that CBET was unable to satisfy with its existing numbering resources. The PA denied CBET’s request on the grounds that CBET has not satisfied the months-to-exhaust and utilization criteria established in the Central Office Code Assignment Guidelines. Under the federal numbering rules, a state commission may overturn the PA’s decision based on its determination that the carrier has demonstrated a verifiable need for the numbering resources and has exhausted all other available remedies.¹ For the reasons set forth below, CBET submits that the Commission is justified in overturning the PA’s decision and granting CBET’s request for a new thousands-block.

The Federal Communications Commission (“FCC”), in its Third Report and Order in the Numbering Resource Optimization proceeding, found that “a carrier should be able to get additional numbering resources when there is a verifiable need due to the

¹ 47 CFR 52.15(g)(4)

carrier's inability to satisfy a specific customer request.”² It also clarified that states may grant requests by carriers in such circumstances, as long as the request is for a customer seeking contiguous blocks of numbers and not vanity numbers.³ Therefore, this Commission has the authority to overturn the PA's decisions under the appropriate circumstances.

In the immediate case, CBET has a request from Coldwell Banker Heritage Realtors (see Attachment A) for 70 contiguous numbers to replace its existing numbers. The numbers currently in use at Coldwell Banker's corporate offices are from the 937-912 NXX. As explained in the accompanying letter, Coldwell Banker often finds that agents and others calling Coldwell Banker inadvertently dial 911 instead of 912. This misdialing triggers a call to the E911 operator and frequently results in a dispatch of emergency personnel to the calling party's location. In order to eliminate these unnecessary and unintended emergency dispatches, Coldwell Banker has requested numbers from a corresponding thousands block from another NXX. Although the numbers can be from any NXX within the Beavercreek rate center where Coldwell Banker's corporate offices are located, the customer would like the last four digits to remain the same as their existing numbers in order to ease the transition to the new numbers and minimize disruption to its business.

CBET has reviewed its numbering resources within the Beavercreek rate center and finds that it is unable to satisfy its customer's request. Although CBET does have the 937-306-1XXX block in the Beavercreek rate center, the majority of the numbers

² Numbering Resource Optimization, *Third Report and Order and Second Order on Reconsideration in CC Docket No. 96-98 and CC Docket No. 99-200*, FCC 01-362, (rel. Dec. 28, 2001) (Third Report and Order) at ¶64.

³ *Id.*

requested by Coldwell Banker are already assigned. On April 6, CBET requested a new thousands-block from the PA to meet Coldwell Banker's request; however, the request was rejected because CBET does not meet the months to exhaust and utilization required for assignment of a new thousands block. To further assist the Commission's review, attached is a copy of CBET's request to the PA which includes the MTE and Utilization Certification Worksheet as well as the PA's response (see Attachment B).

For the reasons set forth above, CBET requests that the Commission overturn the PA's decision and direct the PA to grant CBET's request for a thousands-block to satisfy the needs of its customer.

Respectfully submitted,

/s/ Jouett Kinney Brenzel

Jouett Kinney Brenzel
Cincinnati Bell Telephone Company LLC
201 East Fourth Street, Room 103-1280
Cincinnati, Ohio 45202
(513) 397-7260

Attorney for Cincinnati Bell Telephone
Company LLC

ATTACHMENT A



HERITAGE
REALTORS®

CORPORATE OFFICE
4060 EXECUTIVE DRIVE
DAYTON, OH 45430
BUS. (937) 429-4500
FAX (937) 439-6389
www.coldwellbankerdayton.com

May 24, 2010

To Whom It May Concern:

We are a Cincinnati Bell customer for local service in all of our offices.

Our Corporate Office at 4060 Executive, Beavercreek, OH 45430 is currently assigned DID numbers within the 937-912-1130 through 937-912-1200 range.

The problem that we face is that when agents from other offices within our company go to call us, many times, they inadvertently dial 911, instead of 912. Too often, they hang up quickly, thinking that our phone system won't send that call through. However, for safety concerns, it does complete the call. Consequently, police and emergency personnel are dispatched to the office that the call originated from.

To eliminate this problem, we are hereby requesting the assignment of the same contiguous range of numbers from a new NXX. Specifically, the area code must be (937), the exchange should be local to Beavercreek, Ohio and the last four digits should be contiguous between 1130 and 1200. By mirroring the last four digits of our existing DIDs we will be able ease the transition to the new numbers and minimize the disruption to our business.

Is this something that you could please assist me in completing?

Thank you,

Aaron M. Tyler
Director of Technology,
Coldwell Banker Heritage Realtors



ATTACHMENT B

Pooling Administration System

denise.wildeboer@cinbell.com (SP)

• Sign Out

Time : 04/06/2010 02:26:48 PM EDT

Part 1A

Type of Application : New Block

[View Pool Replenishment Status](#)

1.1 Contact Information :

Note: If any of the contact info is incorrect, edit your user profile.

Block Applicant :

Company Name **CINCINNATI BELL EXT**Headquarters Address: **201 E 4th Street**City: **Cincinnati**State: **OH**Zip: **45202**Contact Name **Denise Wildeboer**Contact Address **209 E4th Street, 121-1075**City **Cincinnati**State **OH**Zip **45202**Telephone **513-566-4130**Fax **513-651-9089**E-mail **denise.wildeboer@cinbell.com**

Pooling Administrator II:

Contact Name **Diane Calhoun**Contact Address **1800 Sutter St**City **Concord**State **CA**Zip **94520**Telephone **925-363-7656**Fax **925-363-7655**E-mail **diane.calhoun@neustar.biz**

1.2 General Information

NPA 937

LATA * 328

OCN ^{iv} **309B-CINCINNATI
BELL EXT**Parent Company
OCN * **NONE**Number of
Thousands-Blocks 1
RequestedCity or Wire Center
NameSwitch
Identification
(Switching) **HMTNOHHMDS3**
Identity/POI ^{viii}Rate Center ^{vi} **BEAVERCREK**Rate Center Sub
Zone

1.3 Dates

Date of Application
vii Tuesday, April 6, 2010

Request Expedited
Treatment ☐ Yes ☒ No

Requested
Effective Date^{viii} 05/07/2010 (MM/DD/YYYY)

☐ 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.

1.4 Type of Service Provider Requesting the Thousands-Block

a) Type of Service
Provider* CAP OR CLEC

b) Primary Type of
Service Blocks to
be used for* Wireline

c) Thousands-
Block(s) (NPA-
NXX-X)
assignment
preference
Click here to see
the available
blocks in the pool. Not the 912 Exchange

NOTE: The
blocks available
list shows blocks
that are available
at the time a
request is
submitted. These
same blocks may
not be available
at the time the
request is
processed.
Therefore, it is
recommended
that you provide
additional block
preferences in
the event those
blocks are not
available.

d) Thousands-
Block(s) (NPA-
NXX-X) that are
undesirable for this
assignment, if any

1.5 Type of Request*

☐ Initial block for ☒ Growth block for rate

rate center Or center

☐ By selecting this checkbox, I acknowledge that I am willing to accept a block in red and explicitly understand that the underlying code may not yet be activated in the PSTN and loaded in the NPAC on the block effective date.

Remarks:

I hereby certify that the above information requesting an NXX-X block is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Thousands-Block (NXX-X) Pooling Administration Guidelines(ATIS-0300066) available on the ATIS web site (<http://www.atis.org/inc>) or by contacting inc@atis.org as of the date of this application.

Continue

Cancel

Save

Instructions for filling out each Section of the Part 1A form:

Section 1.1 Contact information requires that Service Providers supply under "Block Applicant" the company name, company headquarters address, a contact within the company, an address where the contact person may be reached, in addition to the correct phone, fax, and e-mail address. The Pooling Administrator section also requires the Service Provider to fill in the Pooling Administrator's name, address, phone, fax and e-mail.

Section 1.2 Service Providers who need a thousands-block assignment or for an Location Routing Number (LRN) are required to fill in this section. If needed for an LRN, a CO Code Application needs to also be submitted to the PA. The Service Provider should supply the Numbering Plan Area (NPA); the Local Access Transport Area (LATA), which is a three-digit number that can be found in the Telcordia™ LERG™ Routing Guide. The Operating Company Number (OCN) assigned to the service provider and the OCN its parent company. An OCN is a four-character alphanumeric assigned by Telcordia™ Routing Administration (TRA). In addition, the number of thousands-blocks requested should be supplied. The Switch Identification as well as the city or wire center name, rate center, rate center sub zone, homing tandem and CLLI™ tandem of the facilities based provider^{xi}. Explanations of these terms may be found in the footnotes.

Section 1.3 The date the Service Provider completes the application should be entered in this section, as well as the Effective Date of the requested thousands-block.

Section 1.4 Service Providers should indicate their type, e.g., local exchange carrier, competitive local exchange carrier, interexchange carrier, CMRS. The also indicate the primary type of business in which the numbering resource is to be used. Service Providers also may indicate their preference for a particular thousands-block, e.g., 321-9XXX, or indicate any thousands-blocks that may be undesirable, e.g., 321-6XXX.

Section 1.5 Service Providers indicate the type of request. Initial requests are for first applications for thousands-blocks in a rate center, growth for additional thousands-blocks in a rate center in which the applicant already has numbering resources, and provide the required evidence as ordered by the FCC.

The thousands-block applicant certifies veracity of this form by signing their name, and providing their title and date.

Section 1.6 Service Providers must indicate the updated/current information in regards to contaminated TNs on the block they are returning to the pool. Blocks with over 10% contamination (101 TNs or more) shall not be returned to the pool unless they meet criteria outlined in section 9.1.2 of these Guidelines. If the block being returned is over 10% contaminated the PA shall seek a new block holder. If question c and/or d have a response of No, the request for return shall be denied.

Foot Notes:

ⁱ Identify type of change(s) in Section 1.5.

- ii The Pool Administrator is available to assist in completing these forms.
- iii A CO Code application will also need to be submitted to the PA.
- iv 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 should contact NECA (800 524-1020) to be assigned a Company Code(s). Since multiple OCNs and/or Company Codes may be associated with a given company, companies with prior assignments should direct questions regarding appropriate OCN usage to (TRA) (732-699-6700).
- v This is an eleven-character descriptor of the switch provided by the owning entity for the purpose of routing calls. This is the 11 character CLLITM code of the switch /POI.
- vi Rate Center name must be a tariffed Rate Center.
- vii Acknowledgment and indication of disposition of this application will be provided to applicant within seven calendar days from the date of receipt of this application. An incomplete form may result in delays in processing this request.
- viii Please ensure that the NPA-NXX of the LRN to be associated with this block(s) is/will be active in the network prior to the effective date of the block(s).
- ix Select if you are the current Block Holder.
- x Select if you are not the current Block Holder.
- xi Telcordia, LERG Routing Guide, and CLLI are trademarks of Telcordia Technologies, Inc.

Question? Email us
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Pooling Administration System

deniso.wildeboer@cinbell.com (SP)

• Sign Out

Time : 04/06/2010 02:25:24 PM EDT

- [-] Individual Block Requests
 - [+] New Block Request
 - [+] New Block Reservation
 - [+] Assign/Cancel/Extend Reservation
 - [+] Block Modification
 - [+] Block Disconnect
 - [+] Saved Block Requests
 - [+] Modify Pending Request
- [-] CO/NXX Code Requests
- [-] Withdraw Pending Requests
- [-] Confirm Resources In Service
- [-] Donate Blocks
- [-] Submit Forecast
- [-] Search Forms
- [-] Reports
- [-] User Profile

Request Resources

State*

NPA*

Rate Center*

OCN*

Quantity of Blocks Requested*

















If requesting more than one block, do you want multiple effective dates? * ☐ Yes ☒ No

If requesting more than one block, do you want multiple switches? * ☐ Yes ☒ No

Pooling Administration System

 deniso.wildeboer@cinbell.com (SP)[• Sign Out](#)

Time : 04/06/2010 02:41:51 PM EDT

-  Individual Block Requests
 -  New Block Request
 -  New Block Reservation
 -  Assign/Cancel/Extend Reservation
 -  Block Modification
 -  Block Disconnect
 -  Saved Block Requests
 -  Modify Pending Request
-  CO/NXX Code Requests
-  Withdraw Pending Requests
-  Confirm Resources In Service
-  Donate Blocks
-  Submit Forecast
-  Search Forms
-  Reports
-  User Profile

Months to Exhaust and Utilization Certification Worksheet - TN Level(Continued)¹

Your Utilization calculates to 67.433%. The FCC required the utilization of 75.000%.

Select One Option and Submit

- ☒ Return to the Months To Exhaust Form
- ☐ Need to request a State Waiver
- ☐ Received a State Waiver

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

6/1/2010 2:31:50 PM

in

Case No(s). 97-0884-TP-COI

Summary: Petition Petition of Cincinnati Bell Extended Territories LLC for Review of a Decision of the Number Pooling Administrator electronically filed by Ms. Patricia L Rupich on behalf of Cincinnati Bell Extended Territories LLC