

FILE



RECEIVED-DOCKETING DIV

2010 OCT 22 AM 9:30

PUCO

Diane C. Browning
Counsel - Government Affairs
diane.c.browning@sprint.com

Sprint Nextel
KSOPHN0314-3A459
6450 Sprint Parkway
Overland Park, KS 66251

October 21, 2010

Public Utilities Commission of Ohio
Docketing Division
180 East Broad St.
Columbus, OH 43215-3793

**Re: 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**

Dear Sir or Madam:

I enclose for filing an original and sixteen (16) copies of the Petition of Sprint Communications Company L.P. for Review of a Decision of the Pooling Administrator to be filed in connection with the above referenced proceeding.

Please return a file-stamped copy of the filing, in the enclosed self-addressed, postage-prepaid envelope. If you have any questions, please feel free to contact me. Thank you for your attention to this matter.

Sincerely,

Diane Browning

This is to certify that the images appearing are an
accurate and complete reproduction of a case file
document delivered in the regular course of business.
Technician Date Processed 10-22-2010

**BEFORE 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. 10-0884-TP-UNC

**PETITION OF SPRINT COMMUNICATIONS COMPANY L.P. FOR
REVIEW OF A DECISION OF THE POOLING ADMINISTRATOR**

Sprint Communications Company L.P. ("Sprint") hereby submits this Petition requesting that the Public Utilities Commission of Ohio ("Commission") review the Pooling Administrator's ("PA" or "Neustar") denial of Sprint's request for numbering resources in Seaman, OH. For the reasons set forth more fully below, Sprint respectfully requests that the Commission overturn the PA's decision and direct it to assign the requested number blocks to Sprint.

Discussion

Sprint recently submitted a request to Neustar for additional numbering resources in accordance with current guidelines, including the Months-to-Exhaust ("MTE") Certification procedures established in the Central Office Code Assignment Guidelines. Specifically, Sprint requested one (1) thousand-block in the rate center of Seaman.

This thousand-block is necessary to fill a specific request from Sprint's wholesale customer, Time Warner Cable, who in turn has a specific pending business customer order requiring the allocation of a block of 50 contiguous telephone numbers. Neustar, however, denied Sprint's request on the grounds that Sprint did not meet the 75% utilization threshold.

On December 28, 2001 the Federal Communications Commission ("FCC") released its *Third Report and Order and Second Order on Reconsideration* in its Numbering Resource Optimization docket. In that Order, the FCC created a safety valve mechanism to provide carriers with a procedure to obtain additional numbering resources when there is a verifiable need due to the carrier's inability to satisfy a customer request.¹ Specifically, the Order provides state public utility commissions with delegated authority to hear claims that a safety valve should be applied when the Pooling Administrator denies a specific request for numbering resources. And 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.² Therefore, this Commission has the authority to overturn the PA's decision under the appropriate circumstances and Sprint submits this petition requesting the assignment of the thousand-block of telephone numbers in the rate center specified above under the FCC's safety valve procedures.

Sprint has attached a letter from Time Warner Cable as Exhibit A, demonstrating that it has received a specific customer request for numbering resources that it cannot meet with its current inventory. In addition, Sprint has attached a MTE and Utilization Worksheet for the Seaman rate center. This document, along with the PA's denial that Sprint received from Neustar, is included as Exhibit B.

Accordingly, the circumstances described in Sprint's Exhibits A and B and in this Petition warrant application of the Commission's safety valve authority in this instance.

¹ See In the matter of Numbering Resource Optimization, *third Report and Order and Second Order on Reconsideration*, CC Docket No. 99-200 at para. 61 (Dec. 28, 2001).

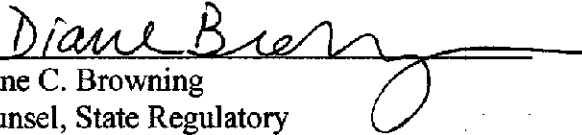
² 47 C.F. R. Sec. 52.25(g)(4).

Conclusion

WHEREFORE, for the reasons set forth above, Sprint respectfully requests that the Commission grant Sprint's petition, overturn Neustar's decision, and direct it to allocate to Sprint one (1) thousand-block of additional numbers in the Seaman rate center to satisfy the needs of its customer. The grant of this petition serves the public interest because it will ensure the availability of adequate numbering resources for Time Warner Cable, a competitive service provider, to meet its customer's needs. Further, Sprint's reasonable request ensures the efficient use of scarce numbering resources.

Respectfully submitted,

SPRINT COMMUNICATIONS COMPANY L.P.


Diane C. Browning
Counsel, State Regulatory
Sprint Nextel Corporation
6450 Sprint Parkway, Disney A
Overland Park, Kansas 66251
Mailstop: KSOPHN 0314-3A459
(913) 315-9284 (voice)
(913) 523-0571 (facsimile)
diane.c.browning@sprint.com

Attorney for Sprint Communications Company L.P.

Dated: October 21, 2010



R. Tucker Mostrom
Senior Manager, TN Administration
Time Warner Cable – Telephony Operations
13820 Sunrise Valley Drive
Herndon, VA 20171
Tel 301.252.8825

19 October, 2010

Sprint-Nextel
6450 Sprint Parkway
Overland Park, KS 66251

Subject: State Waiver Request for SEAMAN, OH Rate Center

Time Warner Cable has a pending business customer order requiring the allocation of a block of 50 contiguous telephone numbers to that customer in the SEAMAN rate center in Ohio. However, our current TN inventory in this rate center is limited to a single 1k block, the 8XXX block. The customer has informed us that their PBX is unable to work with TN's in either the 0XXX, 1XXX, 8XXX and 9XXX blocks.

This rate center is not at a 75% utilization level and is not due to exhaust, which precludes us from ordering a new block of TN's through the normal PAS process. In order to fill the customer need, Time Warner Cable requests a State Waiver to procure a new 1k block of numbers be submitted to the Public Utilities Commission of Ohio.

Sincerely,

R. Tucker Mostrom
TN Administration

Exhibit A

CO CODE ASSIGNMENT
MONTHS TO EXHAUST CERTIFICATION WORKSHEET - TN Level
 (Worksheet to be used for Requests for Additional Codes for Growth)

Date: 10/18/2010

Company Name: Sprint Communications

Cable Partner: TWC

Switching Entity: AKRNOHJ2GT(AKRNOHJ2GT_N Point of Interconnection (CLL): DYTNOH22XPX Rate Center: SEAMAN-OH

NPAs(s)-NXXs included in growth calculations:

937-386-8

Signature of Authorized Representative of Code Applicant:

Title: Network Analyst

Telephone No.:

FAX No.: (913) 762 0121

Assigned Telephone Numbers for SEAMAN-OH

: 78

A. Telephone Numbers (TNs) Available for Assignment (See Glossary): 911

	Month #1	Month #2	Month #3	Month #4	Month #5	Month #6	Month #7	Month #8	Month #9	Month #10	Month #11	Month #12
B. Previous 3-month growth history:	0	-2	-4									
C. Forecast - Next months 1-12s	2	2	2									
D. Average Monthly Forecast (Sum of months 1-3 Part C above divided by 3):	2.00											
E. Months to Exhaust =	Telephone Numbers (TNs) Available for Assignment (A) = 455.5											
	Average Monthly Forecast (D)											
F. Utilization Level =	Telephone Numbers (TNs) Assigned X 100 = 7.8%											
	Total Numbering Resources in Applicant's Inventory											

1. A copy of this worksheet is required to be submitted to the Code Administrator, for audit purposes, it must be in the applicant's files.
2. Report on all resources served by the switching entity/POI for the requested geographic area. For example, the geographic area could be the rate area, that portion of a rate area served by the switching entity/POI, or that portion of a rate area served by a particular NPA code.
3. Definitions of terms may be found in the Glossary section of the Central Office Code (NXX) Assignment Guidelines.
4. Net change in TNs no longer available for assignment in each previous month, starting with the most distant month as Month #1, and Month #6 as the current month. "NA" means data is "Not Available" in NASTI (most probably due to PAWBAWI failure on process date used to generate MTE report)
5. Forecast of TNs needed in each following month, starting with the most recent month as Month #1. In a jeopardy situation, only 6 months growth projection is required.
6. To be assigned an additional CO Code (NXX) for growth. "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g) (3) (iii)).
7. Newly acquired numbers (see glossary) may be excluded from the utilization calculation (FCC 00-104, § 52.15 (g) (3) (iii)).

Exhibit B

Explanation:

Telephone numbers that are available for assignment are listed as 'Available' in the NMS NL-Status to NASTI

NRUF Matrix document:

http://nasti.corp.sprint.com/reports/Data/NRUF_Matrix/NMS_NL_Status_to_NASTI_NRUF_Matrix.xls

In section 'F', 'Telephone Numbers Assigned' counts how many numbers are in any of the states listed in the matrix as 'Assigned' and the 'Total Number Resources in Applicant's Inventory' is calculated by multiplying the number of codes listed at the top of the document times 10,000 plus the number of blocks listed at the top of the document times 1,000.

Old NPAs involved in a split that are past permissive dialing date are not included. New NPAs that will be created by a split are not included until the permissive dialing date.

1. A copy of this worksheet is required to be submitted to the Code Administrator for audit purposes, it must be in the applicant's files.
2. Report on all resources served by the switching entity/POI for the requested geographic area. For example, the geographic area could be the rate area, that portion of a rate area served by the switching entity/POI, or that portion of a rate area served by a particular NPA code.
3. Definitions of terms may be found in the Glossary section of the Central Office Code (NXX) Assignment Guidelines.
4. Net change in TNS no longer available for assignment in each previous month, starting with the most distant month as Month #1, and Month #6 as the current month. "NA" means data is "Not Available" in NASTI (most probably due to PAM/BAMI failure on process date used to generate MTE report)
5. Forecast of TNS needed in each following month, starting with the most recent month as Month #1. In a jeopardy situation, only 6 months growth projection is required.
6. To be assigned an additional CO Code (NXX) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g) (3) (iii)).
7. Newly acquired numbers (see glossary) may be excluded from the utilization calculation (FCC 00-104, § 52.15 (g) (3) (ii)).

Pooling Administration System

penny.ellis@sprint.com (SP)

Sign Out

Time: 10/13/2010 04:30:31 PM EDT

- ☒ Individual Block Requests
 - ☒ New Block Request
 - ☐ New Block Reservation
 - ☐ Assign/Cancel/Extend Reservation
 - ☐ Block Modification
 - ☐ Multiple Block Modification
 - ☐ Block Disconnect
 - ☐ Saved Block Requests
 - ☐ Modify Pending Request
 - ☐ Copy Block Request
- ☒ CONIX Code Requests
- ☒ Withdraw Pending Requests
- ☒ Confirm Resources in Service
- ☒ Donate Blocks
- ☒ Submit Forecast
- ☒ Create/Modify Forecast
- ☒ Search Forms
- ☒ Reports
- ☒ User Profile

Months to Exhaust and Utilization Certification Worksheet - "H Level"

Date Tuesday, October 19, 2010

OCN 2687

Company Name SPRINT COMM CO - OH

Rate Center SEAMAN

List all Codes NPA(s)-NXXs and Blocks NPA(s)-HXX-X(s)

337 326 8

Name of Block Applicant Penny Ellis

Title Network Operations Tech II

Telephone Number 913-762-4244

Fax Number

E-Mail penny.ellis@sprint.com

A. Available Numbers * 911

B. Assigned Numbers * 78

C. Total Numbering Resources * 1000

D. Quantity of numbers activated in the past 90 days (increments of 1,000 or 10,000) and excluded from the Utilization calculation - 0

Month 1	2	Month 2	2
Month 3	0	Month 4	0
Month 5	-2	Month 5	-4

F Forecast - Next 12 months⁶

Month 1	2	Month 2	2
Month 3	2	Month 4	2
Month 5	2	Month 5	2
Month 7	2	Month 8	2
Month 9	2	Month 10	2
Month 11	2	Month 12	0

G Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6)

2.0

H Months to Exhaust⁶ (Numbers Available for Assignment to customers (A) / Average Monthly Forecast (G))

Block Requested	A. Available Numbers	H. Months to Exhaust
1	911	455,500

I Utilization⁶ (Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded Numbers (D)) * 100

7,800

Explanation

Pooling Administration System

penny.ellis@sprint.com (SP)

Sign Out

Time: 10/19/2010 04:33:49 PM EDT

Individual Block Requests

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

Months to Exhaust and Utilization Certification Worksheet - TN Love (Confirmed)

Your Utilization calculates to 7.800%. The FCC required the utilization of 75.000%.
You have requested more blocks than you will exhaust in six months

Select One Option and Submit

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

neustar

Question? Email us
© 1997-2012 Neustar, Inc.
Legal Notice