

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Commission's)
Consideration of Telephone Safety) Case No. 10-884-TP-UNC
Valve Requests and Other Number)
Resource Related Filings.)

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 November 24, 2010, AT&T Ohio filed a Motion for Review of a Decision of the PA to deny AT&T Ohio's request for numbering resources. In its filing, AT&T Ohio explains that, on November 19, 2010, it submitted a request with the PA for the assignment of a block of one thousand telephone numbers in the Montrose rate center in order to satisfy a specific customer's request.

AT&T Ohio states that its customer, DentalOne Partners (DentalOne), requested 1,000 consecutive telephone numbers for the purpose of expanding its current telecommunications system in order to deploy additional telephone numbers for new employees and to implement a five-digit dialing plan in the near future. AT&T Ohio attached a letter from its customer stating the need for the requested telephone numbers and indicating that DentalOne anticipates that the additional telephone numbers should adequately address its needs over the next three years.

AT&T Ohio represents that it is unable to meet the customer's request for 1,000 consecutive telephone numbers, with its existing

inventory. However, AT&T Ohio states that the pooling inventory for the Montrose rate center includes numbering resources that will be compatible with its customer's request. According to the attachments accompanying AT&T Ohio's motion, the PA refused to grant AT&T Ohio's request for additional number resources in the Montrose rate center because AT&T Ohio's utilization of 58.83 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 Ohio's projected months-to-exhaust of its numbering resources in this rate center exceed the FCC's requirement of six 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 Ohio's motion, the attorney examiner believes that the applicant has demonstrated a legitimate need for the requested block of telephone numbers, in accordance with 47 C.F.R. 52.15(g)(3)(iv), in order to assign 1,000 consecutive telephone numbers to its customer.

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

It is, therefore,

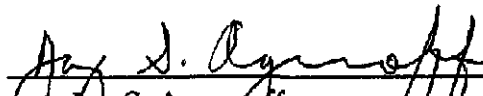
ORDERED, That AT&T Ohio's request to overturn the PA's decision to withhold the requested numbering resources is granted as described in Finding (4). It is, further,

ORDERED, That should the forecasted demand for the thousands block not occur in the manner represented, it will 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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/dah

Entered in the Journal

DEC 10 2010



Renee J. Jenkins
Secretary