

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-UNC |
| Number Assignment Procedures |) | |

AT&T INTERNET SERVICES'S REQUEST FOR REVIEW OF A
DECISION OF NEUSTAR - POOLING ADMINISTRATOR

SBC Internet Services, Inc. d/b/a AT&T Internet Services ("SBCIS/ATTIS") 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 ATTIS' request for numbering resources, as more fully described herein.

SBCIS/ATTIS requested NeuStar to assign a new block of numbers for the Cleveland rate center, OCN 516C, for the purpose of establishing an LRN for switch (CLEVOH 02UMD) for a project which will roll out in April 2011. The 216-772-2 block is currently assigned to the CLEVOHH02NMD switch and will be moving to the new switch (CLEVOH 02 UMD). As a result, this will decrease the available numbers to be assigned in the CLEVOH 02 NMD switch and therefore, ATTIS is requesting one block of new numbers, preferably the 216-202-6 block.

SBCIS/ATTIS's existing telephone number resources cannot satisfy this customer's specific need. Nevertheless, SBCIS/ATTIS's request to obtain the required

numbering resources from NeuStar will not be processed because SBCIS/ATTIS 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. SBCIS/ATTIS is at a 8.10 In addition, the FCC requires utilization of 75% or higher and AT&T Ohio is at 56.83%. 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." SBCIS/ATTIS submits that its 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 SBCIS/ATTIS's Thousand Block Application Form, the Months-to-Exhaust Certification, a copy of NeuStar's denial, and a copy of SBCIS/ATTIS's request.

For the reasons set forth herein, SBCIS/ATTIS respectfully requests that the Commission overturn NeuStar's denial and direct NeuStar to assign the requested numbers in the Cleveland rate center to SBCIS/ATTIS.

Respectfully submitted,

AT&T Internet Services, Inc.

By: /s/ Mary Ryan Fenlon
Jon F. Kelly (Counsel of Record)
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January 28, 2011

Re: GROWTH request for CLEVELAND Rate Center OCN 516C

To Whom It May Concern:

This letter documents our requirements in relation to additional numbering resources for SBC Internet Services, Inc. d/b/a AT&T Internet Services (SBCIS/ATTIS). It is understood that SBCIS/ATTIS may take this request to the State Commission, if needed, to fulfill our request for one block in the Cleveland rate center.

SBCIS/ATTIS is re-arranging its numbering inventory in the CLEVELAND rate center to establish an LRN for switch (CLEVOH02UMD) for our Module3 project which will roll out in April 2011. The 216-772-2 is currently assigned to the CLEVOH02NMD switch and will be moving to the new switch (CLEVOH02UMD). As a result, this will decrease the available TNs to be assigned in the CLEVOH02NMD switch and therefore we are requesting for one block.

At this time, the Rate Center does not meet the two required FCC criteria to obtain growth resources.

It is imperative that we have these additional numbers to prevent our organization from incurring damages as it relates to customer satisfaction. If more information is needed, please advise.

Thank you in advance,

Teresa Jernigan
Manager Network Service – Code Administration

**Thousands-Block Application Form
Part 1A****Type of Application (check one):** ☒ **New** ☐ **Changeⁱ** ☐ **Disconnect****GENERAL APPLICATION INFORMATION****1.1 Contact Information:****Block Applicant:**Company Name: SBCIS/ATTISHeadquarters Address: 2600 CAMINO RAMON City SAN RAMON State CA Zip 94583Contact Name: Teresa JerniganContact Address: 1111 W Capitol Ave, Rm 525, Little Rock, AR 72201Phone: 501-373-0047 Fax: 501-373-3716E-Mail: tj2738@att.com**Pooling Administratorⁱⁱ:**Contact Name: DIANE CalhounContact Address: 1800 SUTTER ST SUITE 780, CONCORD, CA 94520Phone: 925-363-7656 Fax: 925-363-7655E-Mail: dianecalhounr@neustar.biz**1.2 General Information****Check one:** No LRN needed ☒ **LRN neededⁱⁱⁱ** _____NPA: 216 LATA: 320 OCN^{iv}: 516C Parent Company's OCN 0555Number of Thousands-Blocks Requested: 1Switch Identification (Switching Entity/POI)^v: CLEVOH02QMD City or Wire Center NameRate Center^{vi}: CLEVELAND Rate Center Sub Zone: _____**1.3 Dates**Date of Application^{vii}: 01/28/2011 Requested Block Effective Date^{viii}: ASAPRequest Expedited Treatment? (See Section 8.6) Yes ☒ No _____**1.4 Type of Service Provider Requesting the Thousands-Block:**a) Type of Service Provider: VoIP (LEC, IXC, CMRS, Other)b) Primary type of service Blocks to be used for: Otherc) Thousands-Block(s) (NXX-X) assignment preference (optional) 216-202-6

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

e) If requesting a code for LRN purposes, indicate which block(s) you will be keeping (the remainder of the blocks will be given to the pool) _____.

1.5 Type of Request

Tracking Number: _____

TBPAG Attachment 1 – March 19, 2007
ATIS-0300066.at1

Thousands-Block Application Form
Part 1A

Initial block for rate center: No X, If Yes attach evidence of authorization and proof of capability to provide Service within 60 days

Growth block for rate center: Yes X, If Yes, attach months to exhaust worksheet

Change block: No _____, If Yes, indicate NPA-NXX-X, type of and reason for change:

Disconnect block: No _____, If Yes, list NPA-NXX-X _____

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.

Teresa Jernigan (SIGNATURE ON FILE)

Signature of Block Applicant

Code Administrator

Title

01/28/2011

Date

Thousands-Block Application Form Part 1A

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^{ix}. 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. They 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.

Thousands-Block Application Form Part 1A

Foot Notes:

ⁱ Identify type of and reason for 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 CLLI™ 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 PSTN prior to the effective date of the block(s).

^{ix} Telcordia, LERG Routing Guide, and CLLI are trademarks of Telcordia Technologies, Inc.

Appendix 3 - Modified August 6, 2001

MONTHS TO EXHAUST and UTILIZATION CERTIFICATION WORKSHEET – TN Level 1
(Thousands-Block Number Pooling Growth Block Request)

Date: 01/28/11_____ OCN: 516C Company Name: SBCIS/ATTIS_____

Rate Center: CLEVELAND

List all Codes NPA(s)-NXXs and Blocks NPA(s)-NXX-X(s): NXX (0), NXX-X(3)

Name of Block Applicant: Teresa Jernigan Signature: ON FILE

Title: CODE ADMINISTRATOR Telephone No.: 501-373-0047 FAX No.: 501-373-3716

E-Mail: tj2738@att.com

A. Available Numbers: 1163

B. Assigned Numbers: 1705

C. Total Numbering Resources: 3000

D. Quantity of numbers activated in the past 90 days and excluded from the Utilization calculation: 0

List excluded Code(s) or Block(s):

| | | | | | | Month #1 | Month #2 | Month #3 | Month #4 | Month #5 | Month #6 | Month #7 | Month #8 | Month #9 | Month #10 | Month #11 | Month #12 |
|----|----------------------------|---------|---|----------|---|----------|----------|----------|----------|----------|----------|----------|----------|----------|-----------|-----------|-----------|
| E. | Growth months ² | History | – | Previous | 6 | 98 | 12 | 167 | -187 | 165 | 51 | | | | | | |
| | | | | | | 0 | 148 | 148 | 183 | 187 | 195 | 199 | 206 | 216 | 217 | 183 | 165 |

F. Forecast – Next 12 months³

G Average Monthly Forecast (Sum of months #1-6 (Part F above) divided by 6): 143.5

H. Months to Exhaust⁴
$$\frac{\text{Numbers Available for Assignment to Customers (A)}}{\text{Average Monthly Forecast (G)}}$$

8.10

=

I. Utilization⁵

Assigned Numbers (B) – Excluded Numbers (D)
Total Numbering Resources (C) – Excluded Numbers (D)

* 100

56.83

=

Explanation: Actual forecast for Month 1 = -111

1 A copy of this worksheet is required to be submitted to the Pooling Administrator when requesting additional numbering resources in a rate center. For auditing purposes, the applicant must retain a copy of this document.

2 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.

53, MONTH 6 = -436

3 Forecast of TNs needed in each following month, starting with the most recent month as Month #1.

4 To be assigned an additional thousands-block (NXX-X) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g) (3) (iii)).

⁵ Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (q)(3)(ii))

November 21, 2003
ATIS-0300066.at3

Attachment 3

Pooling Administrator's Response/Confirmation
TBPAG Part 3

Tracking Number : 216-CLEVELAND-OH-412323

Date of Application: 01/28/2011 Effective Date: _____
Date of Receipt: 01/28/2011 Date of Response: 01/28/2011

Service Provider Name: SBC INTERNET SVCS.
(Telcordia TM LERG TM Routing Guide) OCN: 516C

NPAC SOA SPID : _____

Pooling Administrator Contact Information:

Diane Calhoun Phone: 925-363-7656
Signature of Pooling Administrator
Diane Calhoun Fax: 925-363-7655
Name (print)
Email: diane.calhoun@neustar.biz

____ NPA-NXX or NPA-NXX-
X : _____

Block Assigned: _____
Block Reserved : _____
Block Reservation Expiration
Date : _____
Block/Code Modified : _____
Block/Code Disconnected : _____

Block Contaminated(Yes or No) : _____
If Yes,enter the number of TNs contaminated : _____

Switch Identification(Switch Entity/POI): ¹

Rate Center:

Rate Center Sub Zone:

CLEVOH02QMD

CLEVELAND

X Form Complete, request denied.

Explanation:

DR-57: You do not meet the MTE and/or Utilization requirements, therefore this request for a new block is denied. You may proceed with requesting a State Waiver from the appropriate state commission using this Part 3 denial. If you are in disagreement with the disposition of this request, please refer to the Thousands-Block Number (NXX-X) Pooling Administration Guidelines for the appeals process.

Request withdrawn.

Explanation:

Assignment activity suspended by the administrator.

Explanation:

Remarks:

¹ This is an eleven-character descriptor provided by the owning entity for the purpose of routing calls. This must be the CLLI TM Location Identification code of the switching entity/POI shown on the Part 1A form (Telcordia, LERG ROUTING Guide and CLLI are trademarks of Telcordia Technologies, Inc.)

This foregoing document was electronically filed with the Public Utilities

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in

Case No(s). 10-0884-TP-UNC

Summary: Request for Review of Decision of Neustar-Pooling Administrator electronically filed by Ms. Mary K. Fenlon on behalf of AT&T Internet Services