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October 26, 2011

Ms. Betty McCauley
Docketing Division
Public Utilities Commission of Ohio
180 East Broad Street, 11th Floor
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 Ms. McCauley:

Enclosed are the original and fifteen (15) copies of the *Motion for Review of Decision of Neustar-Pooling Administrator* for filing in the above-referenced matter on behalf of Windstream Western Reserve, Inc. Please time stamp the extra copies of the *Motion for Review* and return them to our courier.

Thank you for your assistance.

Very truly yours,

BAILEY CAVALIERI LLC



William A. Adams

WAA/sg

Enclosure

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BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

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

WINDSTREAM WESTERN RESERVE, INC.'S MOTION FOR REVIEW
OF DECISION OF NEUSTAR – POOLING ADMINISTRATOR

Pursuant to 47 CFR § 52.15(g)(3)(iv), Windstream Western Reserve, Inc. (“Windstream”) hereby moves the Public Utilities Commission of Ohio (“Commission”) to review a decision of the Pooling Administrator (“PA” or “NeuStar”) denying Windstream’s request for numbering resources in one Ohio rate center. For the reasons set forth below, Windstream respectfully requests that the Commission overturn the PA’s decision and direct it to assign the requested one thousand number block to Windstream.

Windstream recently submitted a request to NeuStar for a one thousand number block in accordance with current guidelines, including the months-to-exhaust (“MTE”) certification procedures established in the Central Office Code Assignment Guidelines. This one thousand number block is necessary to accommodate a specific request from Windstream’s customer, Pilot Catastrophe Services, Inc., to facilitate its growth and expansion needs. Windstream cannot meet this request from its current inventory based on Pilot Catastrophe Services, Inc.'s specific need for 400 consecutive DID numbers to operate in its new office building in Hudson, Ohio.

Windstream’s request for the additional numbers from NeuStar was denied because Windstream does not meet the utilization threshold necessary in order to obtain numbering

resources. The Federal Communication Commission ("FCC") requires a MTE of 6 months or less and Windstream is now at a 285.292 MTE.

The FCC's rules set forth the instant procedure for state commission review of a denial of a numbering resource request. 47 CFR § 52.15(g)(3)(iv). The FCC's rules allow a state commission to, "... overturn the NANPA's decision to withhold numbering resources from the carrier based on its determination that the carrier has demonstrated a verifiable need for numbering resources and has exhausted all other available remedies." 47 CFR § 52.15(g)(4). The FCC Report and Order adopting this rule elaborates as follows:

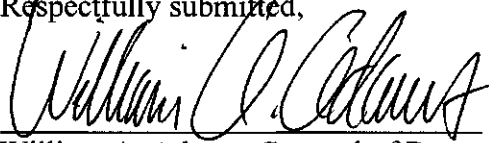
We therefore clarify that states may also grant relief if a carrier demonstrates that it has received a customer request for numbering resources in a given rate center that it cannot meet with its current inventory. Carriers may demonstrate such a need by providing the state with documentation of the customer request and current proof of utilization in the rate center. States may not accommodate requests for specific numbers (i.e., vanity numbers), but may grant requests for customers seeking contiguous blocks of numbers.

Third Report and Order and Second Order on Reconsideration, Numbering Resource Optimization, FCC 01-362, CC Docket Nos. 96-98 and 99-200, ¶ 64 (December 28, 2001).

This Commission has the authority to overturn the PA's decision when a carrier demonstrates that it cannot meet a customer request for a contiguous block of numbers from its current inventory. Windstream does not have the inventory for Pilot Catastrophe Service, Inc.'s request for several hundred consecutive numbers in the Hudson rate center, which satisfies this standard. This is demonstrated by the attached copies of the thousand-block application, the MTE certification, NeuStar's denial, and Pilot Catastrophe Service, Inc.'s letter request, which are incorporated herein.

For the reasons set forth herein, Windstream respectfully requests that the Commission overturn NeuStar's denial and direct NeuStar to allocate to Windstream the requested additional one thousand number block to satisfy the needs of its customer.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "William A. Adams", written over a horizontal line.

William A. Adams, Counsel of Record
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10 West Broad Street, Suite 2100
Columbus, OH 43215-3422
(614) 229-3278 (telephone)
(614) 221-0479 (fax)
William.Adams@baileycavalieri.com
Attorneys for Windstream Western
Reserve, Inc.

November 21, 2003
ATIS-0300066.at3

Attachment 3

Pooling Administrator's Response/Confirmation
TBPAAG Part 3

Tracking Number : 330-HUDSON-OH-479028

Date of Application: 09/08/2011 Effective Date: _____
Date of Receipt: 09/08/2011 Date of Response: 09/08/2011

Service Provider Name: WINDSTREAM WESTERN RESERVE, INC.
(Telcordia TM LERG TM Routing Guide) OCN: 0666

NPAC SOA SPID : _____

Pooling Administrator Contact Information:

Zack Jones Phone: 925-363-7653

Signature of Pooling Administrator

Zack Jones Fax: 925-363-7686

Name (print)

Email: zack.jones@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 HDSNOHXA65L

Rate Center: HUDSON

Rate Center Sub Zone: _____

☒ **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.)

TBPAG Attachment 1 - March 19, 2007

Thousands-Block Application Form - Part 1A

Tracking Number: 330-HUDSON-
OH-479028
Individual Block
Request

Type of Application: ☒ New ☒ Change ☐ Disconnect

GENERAL APPLICATION INFORMATION**1.1 Contact Information:****Block Applicant:**

Company Name: WINDSTREAM WESTERN RESERVE, INC.
Headquarters Address: 4001 Rodney Parham Rd
City, State, Zip: Little Rock, AR, 72212
Contact Name: Paula Hustead
Contact Address: 10005 Monroe Rd, B1F01
City, State, Zip: Matthews, NC, 28105
Phone: 704-
845-7489 FAX: E-mail: paula.hustead@windstream.com

Pooling Administrator: ⁱⁱ

Contact Name: Zack Jones
Contact Address: 1800 Sutter St
City, State, Zip: Concord, CA, 94520
Phone: 925-363-7653 FAX: 925-363-7686
E-mail: zack.jones@neustar.biz

1.2 General Information:

Check one : No LRN needed X LRN needed ⁱⁱⁱ

NPA: 330 LATA: 325 OCN: ^{iv}0666 Parent Company's OCN G118

Number of Thousands-Blocks Requested : 1

Switching Identification(Switch Entity/POI) : ^v
HDSNOHXA65L

City or Wire Center Name : _____ Rate Center: ^{vi} HUDSON

Rate Center Sub Zone: _____

1.3 Dates:

Date of Application: ^{vii} 09/08/2011 Requested Block Effective Date: ^{viii}
10/10/2011

☒ 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.

Request Expedited Treatment? (See Section 8.6) Yes _____ No X

1.4 Type of Service Provider Requesting the Thousands-Block :

a) Type of Service Provider : Incumbent Local Exchange Carrier (ILEC) (LEC, IXC, CMRS, Other)

b) Primary type of service Blocks to be used for : Wireline

c) Thousands-Block(s) (NXX-X) assignment Preference (Optional) 234-284-6

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:

Initial block for rate center : Yes _____ 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

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

Type of change(Mark all that apply)

☐ OCN:Intra-company ^{ix} ☐ Switching Id ☐ Part 1B

☐ OCN:Inter-company ^x ☐ Effective Date

Change block : Yes _____ If Yes , list NPA-NXX-X _____

1.6 Block Return :

- a) Is this block Contaminated Yes _____ No _____
- b) If Yes how many TNs are NOT available for assignment : _____
- c) Have all new Intra SP ports been completed in the NPAC Yes _____ No _____
- d) Has this block been protected from further assignment Yes _____ No _____

Disconnect block : Yes _____ If Yes , list NPA-NXX-X _____

Remarks: Customer requesting a specific 1k block (6000 to 6999)and Windstream does not have an inventory block to fulfill the request with.

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.

Paula Hustead

Signature of Block Applicant

CODE
ADMINISTRATION 09/08/2011

Title

Date

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 TelcordiaTM LERGTM 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 TelcordiaTM 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. 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.

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

Foot Notes :

ⁱ Identify the 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 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 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.

Appendix 3

May 16, 2008

MONTHS TO EXHAUST and UTILIZATION CERTIFICATION WORK SHEET - TN Level¹
(Thousands-Block Number Pooling Growth Block Request)

Tracking Number: **330-HUDSON-OH-479028**Date: **09/08/2011**OCN: **0666**Company Name: **WINDSTREAM WESTERN
RESERVE, INC.**Rate Center: **HUDSON**List all Codes NPA(s)-NXX(s) and Blocks NPA(s)-NXX-X(s): **234-284-0; 330-342; 330-650; 330-653; 330-655**Name of Block Applicant: **Paula Hustead**Signature: **Paula Hustead**Title: **CODE ADMINISTRATION**Telephone No.: **704-845-7489**

FAX

No.:

E-mail: **paula.hustead@windstream.com**A. Available Numbers: **16024**B. Assigned Numbers: **23298**C. Total Numbering Resources: **41000**D. Quantity of numbers activated in the past 90 days (increments of 1,000 or 10,000) and excluded from the Utilization calculation ²: **0**

List

Excluded

Code(s) or

Block(s):

Month	Month	Month	Month	Month	Month	Month	Month	Month	Month	Month	Month	Month
#1	#2	#3	#4	#5	#6	#7	#8	#9	#10	#11	#12	

E. Growth History -	<u>112</u>	<u>21</u>	<u>58</u>	<u>2</u>	<u>5</u>	<u>92</u>
---------------------	-------------------	------------------	------------------	-----------------	-----------------	------------------

Previous 6
months³

F. Forecast
- Next 12
months⁴

48 50 53 59 62 65 68 71 75 79 83 87

G. Average Monthly Forecast (Sum of months 1-6 (Part F above) divided by 6): 56.167

H. Months
to Exhaust⁵ = $\frac{\text{Numbers Available for Assignment to Customers(A)}}{\text{Average Monthly Forecast(G)}}$

Average Monthly Forecast(G)

<u>Block Requested</u>	<u>Available Numbers</u>	<u>Months To Exhaust</u>
<u>1</u>	<u>16024</u>	<u>285.292</u>

I. Utilization⁶ = $\frac{\text{Assigned Numbers(B)} - \text{Excluded Numbers (D)}}{\text{Total Numbering Resources(C)-Excluded Numbers(D)}} \times 100 =$

56.824

Explanation: _____

¹A 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.

²Quantity of numbers activated in the past 90 days is based on blocks and/or codes received from the administrator and shall be reported in increments of 1,000 or 10,000 TNs (e. g.: 2 blocks received=2,000 and 1 code received =10,000).

³Net 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.

⁴Forecast of TNs needed in each following month, starting with the most recent month as Month #1.

⁵To 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, section 52.15 (g) (3) (iii)).

⁶Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii))



P.O. BOX 91299
MOBILE, ALABAMA 36691-1299

8/17/11

Windstream Communications

Hudson, Ohio

Subject: Request to open a New Local Exchange

Dear Sir:

Our company just acquired an office building located at 280 Executive Parkway West, Hudson, Ohio, 44236. We will be installing PBX equipment, PRI's, etc. in the near future, all purchased through Windstream. This location will be used for multiple Call Centers for certain insurance companies during times of disaster and non-disaster situations. We need 400 consecutive D.I.D. numbers that will not interfere with existing numbers at our other 8 locations. This is business critical as we are required to dial 4 digits between all of our offices.

Per Mike Kovalick, our Account Executive for Ohio, there are no current Hudson Ohio exchanges that are available to accommodate this request.

The numbers that we are requesting need to be in the last 4 digit range of 6000 through 6399. The first digits to the D.I.D. number will not matter to us, only the last 4 digits as we will be receiving 4 digits.

Thank you very much for your help in this matter. Please feel free to contact me if needed.

Sincerely,

A handwritten signature in cursive script that reads "Ka Kinman".

Ka Kinman/Telecommunications Mgr.

Pilot Catastrophe Services, Inc.

251-607-7702