

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Commission's)
Consideration of Telephone Safety Valve) Case No. 10-884-TP-UNC
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 April 3, 2012, Buckeye TeleSystem, Inc. ("Buckeye") filed a motion for review of a decision of the PA to deny Buckeye's request for numbering resources. In its filing, Buckeye explains that, on March 23, 2012, it submitted a request to the PA for the assignment of a block of one thousand telephone numbers in the Sandusky rate center in order to satisfy a specific customer's request.

According to the attachments accompanying Buckeye's motion, the PA denied Buckeye's request because Buckeye does not meet the months-to-exhaust and utilization criteria established by the FCC, as outlined in the Central Office Code Assignment Guidelines.

Buckeye states that a new thousands-block is necessary to accommodate a specific request from its customer, Sandusky City Schools, for 1000 consecutive numbers in order to service its two Integrated Services Digital Network (ISDN) Primary Rate Interface (PRI)s and its analog business lines, as well as to renumber its district phone system. Buckeye explains that it cannot, with its existing inventory, satisfy the customer's request. Buckeye attached

a letter from Sandusky City Schools verifying its need for the requested telephone numbers.

- (3) By entry issued November 7, 2002, in Case No. 97-884-TP-COI, the Commission, on its own motion, delegated to its legal department the authority to rule, by attorney examiner's entry, on carrier numbering requests, other than those seeking reclamation of entire NXX codes or of a particular one thousand numbers block.
- (4) After a review of Buckeye's motion, the attorney examiner believes that the applicant has demonstrated, in accordance with 47 C.F.R. 52.15(g)(4) both a verifiable need for numbering resources and that it has exhausted all other available remedies.

In reaching this determination, the attorney examiner recognizes Buckeye's need for one block of one thousand telephone numbers in order to accommodate the needs of a specific customer. For this reason, the attorney examiner finds that the PA's decision to deny Buckeye's application for additional numbering resources in the Sandusky rate center should be overturned and that the PA should assign to Buckeye the requested block of telephone numbers. In the event that the forecasted demand does not occur in the manner represented, all unused portions of the block shall be returned to the number pool in the Sandusky rate center.

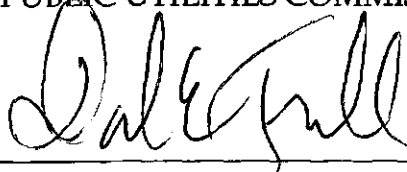
It is, therefore,

ORDERED, That Buckeye's request to overturn the PA's decision to withhold the requested numbering resources be granted as described in Finding (4). It is, further,

ORDERED, That should the forecasted demand for the requested block of telephone numbers not occur in the manner represented, all unused portions of the block shall 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

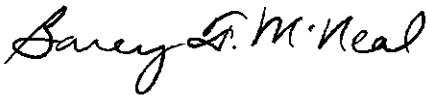


By: Daniel E. Fullin
Attorney Examiner

dah

Entered in the Journal

APR 17 2012



Barcy F. McNeal
Secretary