

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 June 21, 2012, AT&T Ohio filed a Motion for Review of a Decision of the PA. In its filing, AT&T Ohio represents that on May 22, 2012, it submitted a request to the PA for the assignment of a new NXX code in the Columbus rate center in order to satisfy a specific customer's request.

According to the attachments accompanying AT&T Ohio's motion, the PA denied AT&T Ohio's request because AT&T Ohio does not meet the months-to-exhaust and/or utilization criteria established by the FCC.

AT&T Ohio explains that its customer, OhioHealth, is in the process of greatly expanding the number of its locations in central Ohio and, consequently, has an immediate need for new telephone numbering resources to accommodate its immediate and future needs. On this basis, OhioHealth has requested assignment of all 10,000 consecutive telephone

numbers in a new NXX code in the Columbus rate center. After reviewing its needs and considering the available numbers, OhioHealth has specifically requested that the code that should be assigned, in order to accommodate compatibility with its existing dialing and network design characteristics, is the 614-788 code.

- (3) By entry issued on 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 examiner's entry, on carrier numbering requests, other than those seeking reclamation of entire NXX codes or of particular one thousand number blocks.
- (4) After a review of AT&T Ohio's motion, the attorney examiner believes that the applicant has demonstrated both a legitimate need for an entire NXX, in order to meet a verifiable need for number resources in accordance with 47 C.F.R. §52.15(g)(4), and that it has exhausted all other available remedies.

In reaching this determination, the attorney examiner recognizes AT&T Ohio's need for 10,000 contiguous telephone numbers for growth that will be compatible with a specific customer's telephone system and 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 Columbus rate center should be overturned and AT&T Ohio should be assigned a new NXX code that meets its customer's needs. In the event that the forecasted demand does not occur in the manner represented, any unused telephone numbers in the NXX code are to be donated to the numbering pool in the Columbus 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 requested numbering resources not occur in the manner represented, AT&T Ohio shall, consistent with this entry, return to the numbering pool of the Columbus rate center, the applicable unused numbering resources. It is, further,

ORDERED, That a copy of this entry be served upon AT&T Ohio.

THE PUBLIC UTILITIES COMMISSION OF OHIO

Daniel Fullin

By: Daniel E. Fullin
Attorney Examiner

JRJ/sc

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in

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

Summary: Attorney Examiner Entry ordered, that AT&T Ohio's request to overturn the PA's decision to withhold the requested numbering resources be granted as described in Finding (4); that, should the forecasted demand for the requested numbering resources not occur in the manner represented, AT&T Ohio shall, consistent with this entry, return to the numbering pool of the Columbus rate center, the applicable unused numbering resources. - electronically filed by Ms. Sandra M. Coffey on behalf of Daniel Fullin, Attorney Examiner, Public Utilities Commission of Ohio