

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 November 16, 2012, Cleveland Unlimited, Inc. d/b/a Revol Wireless (Revol) filed a motion for review of a decision of the PA. In its filing, Revol explains that, on October 22, 2012, it submitted a request with the PA for the assignment of one thousands-block of telephone numbers in the Columbia Station rate center in order to obtain the dedicated number range necessary to install a new switch on its network.

Revol states that it needs one thousands-block to install a new switch as part of its process of upgrading its wireless network. According to the attachments accompanying Revol's motion, the PA refused to grant Revol's request for

additional number resources in the Columbia Station rate center because Revol does not meet the months-to-exhaust and utilization criteria established by the FCC.

- (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 Revol's motion, the attorney examiner believes that the applicant has demonstrated a legitimate need for the requested blocks of telephone numbers in accordance with 47 C.F.R. 52.15(g)(4), and that it has exhausted all other remedies.

In reaching this determination, the attorney examiner recognizes Revol's need for one block of one thousand telephone numbers to accommodate its new switch. For this reason, the attorney examiner finds that the PA's decision to deny Revol's application for additional numbering resources in the Columbia Station rate center should be overturned. In the event that the forecasted demand for the numbers in the applicable thousands block does not occur in the manner represented, the unused numbers in the applicable thousands-block are to be donated to the number pool in the Columbia Station rate center.

It is, therefore,

ORDERED, That Revol'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 numbers in the applicable thousands block not occur in the manner represented, the unused numbers 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

s/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 grants Revol's request to review and overturn the Pooling Administrator's earlier decision to deny numbering resources. - electronically filed by Sandra Coffey on behalf of Daniel Fullin, Attorney Examiner, Public Utilities Commission of Ohio