

221 E. Fourth St. P.O. Box 2301 Cincinnati, Ohio 45201-2301

April 1, 2013

Ms. Betty McCauley Public Utilities Commission of Ohio Docketing Division 180 East Broad Street Columbus, Ohio 43215

RE: <u>In the Matter of the Commission's Consideration of Telephone Safety Valve Requests and Other Number Resource Related Filings</u>, PUCO Case No. 10-0884-TP-UNC

Dear Ms. McCauley:

Accompanying this letter is a Petition of Cincinnati Bell Telephone Company LLC for Review of a Decision of the Number Pooling Administrator to be filed in connection with the above referenced proceeding. This Petition and attachments are being filed electronically and are contained entirely within this PDF document. Questions regarding this filing may be directed to me at the above address or by telephone at (513) 397-6671.

Sincerely,

Patricia L. Rupich

cc: Melissa Scarberry (via e-mail) Dan Fullin (via e-mail)

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Commission's)	
Consideration of Telephone Safety Valve)	Case No. 10-0884-TP-UNC
Requests and Other Number Resource)	
Related Filings)	

PETITION OF CINCINNATI BELL TELEPHONE COMPANY LLC FOR REVIEW OF A DECISION OF THE POOLING ADMINISTRATOR

Cincinnati Bell Telephone Company LLC ("CBT") hereby requests that the Commission review and overturn a decision of the number Pooling Administrator ("PA") which denied a CBT request for numbering resources. On March 15, 2013 CBT filed a request with the PA seeking an entire NXX in the Cincinnati rate center to meet a specific customer request that CBT was unable to satisfy with its existing numbering resources. The PA denied CBT's request on the grounds that CBT does not meet the months-to-exhaust and utilization criteria established by the Federal Communications Commission. Under the federal numbering rules, a state commission may overturn the PA's decision based on its determination that the carrier has demonstrated a verifiable need for the numbering resources and has exhausted all other available remedies. For the reasons set forth below, CBT submits that the Commission is justified in overturning the PA's decision and granting CBT's request for a new NXX to meet this customer's needs.

The Federal Communications Commission ("FCC"), in its Third Report and Order in the Numbering Resource Optimization proceeding, found that "a carrier should be able to get additional numbering resources when there is a verifiable need due to the

¹ 47 CFR 52.15(g)(4)

carrier's inability to satisfy a specific customer request."² It also clarified that states may grant requests by carriers in such circumstances, as long as the request is for a customer seeking contiguous blocks of numbers and not vanity numbers.³ Therefore, this Commission has the authority to overturn the PA's decisions under the appropriate circumstances.

Cincinnati Children's Hospital Medical Center Request

In the immediate case, CBT has a request from Cincinnati Children's Hospital Medical Center ("CCHMC") for 10,000 contiguous numbers to be used to fulfill its anticipated growth in the Cincinnati area over the next three to five years. As explained in its request (see Attachment A), CCHMC has nearly exhausted the two NXXs that are currently assigned to it in the Cincinnati rate center. In addition to normal growth that will rapidly deplete the remaining 1,500 numbers in its current inventory, CCHMC has several major expansions planned that it anticipates will use over 6,000 numbers within the next two years. In order to have numbers available for these new facilities and to manage its on-going telecommunications needs, CCHMC has requested a full NXX to be assigned from the Cincinnati rate center.

CCHMC has requested that the third digit of the new NXX be "7" or "8" so that it will be compatible with CCHMC's existing 5-digit dialing plan. CCHMC already utilizes the digits 2, 3, 4, and 6 for in-house and DID extensions, while the digits 1, 5, and 9 are used for feature codes. Securing an NXX with these parameters will enable CCHMC to maintain its existing dialing plan for at least five more years.

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² Numbering Resource Optimization, *Third Report and Order and Second Order on Reconsideration in CC Docket No. 96-98 and CC Docket No. 99-200*, FCC 01-362, (rel. Dec. 28. 2001) (Third Report and Order) at ¶64.

 $^{^{3}}$ Id.

CBT has reviewed its number inventory and has no unopened NXXs in the Cincinnati rate center. However, as shown on the attached Pooling Administration System Worksheet, CBT's request for a new NXX for this customer was rejected because it does not meet the MTE and Utilization threshold (see Attachment B).

Conclusion

For the reasons set forth above, CBT requests that the Commission overturn the PA's decision and direct the PA to grant CBT's requests for a full NXX in the Cincinnati rate center to satisfy the needs of its customer.

Respectfully submitted,

/s/ Douglas E. Hart

Douglas E. Hart (0005600)

441 Vine Street, Suite 4192

Cincinnati, Ohio 45202

(513) 621-6709

(513) 621-6981 fax

dhart@douglasehart.com

Attorney for Cincinnati Bell Telephone Company LLC

ATTACHMENT A



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March 12, 2013

The Public Utilities Commission of Ohio 180 E. Broad Street Columbus, OH 43215

Cincinnati Children's NXX Request

To Whom It May Concern

CCHMC operates 3 separate private branch exchange ("PBX") systems to serve a main hospital, 9 outpatient clinics, 13 administrative office buildings and the Ronald McDonald house. These facilities combined use over 18,500 of a total of 20,000 DID numbers. Currently, CCHMC possesses the entire NXX ranges of 636-0000 thru 9999 and 803-0000 thru 9999.

Due to a series of new buildings and overall growth CCHMC has exhausted the overwhelming majority of its current DID numbers. With that being said, CCHMC is formally requesting a new full NXX from the Cincinnati Rate Center. In CCHMC's current configuration, the dial plan will allow for the third number of the NXX to be 7 or 8 as we are currently 5 digit dial. The digits 2, 3, 4, and 6 are utilized for in house and DID extensions. The digits 1, 5, and 9 are used for feature codes. The CCHMC dial plan has been established for over 15 years. Reconfiguration of the CCHMC dial plan along with communication to our users would take an extended amount of time and require hundreds of man-hours to facilitate the change. At our current growth rate and expansion, CCHMC expects this new NXX to last from 3-5 years at which point CCHMC will most likely move to 7 or 10 digit dial.

In addition to normal growth that requires the use of new numbers, CCHMC has several major expansions planned for which it will need over 6,000 new numbers within the next two years. Specifically, currently planned expansions include:

• A new 15 story research facility on the CCHMC main campus in Cincinnati



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- A new urgent care outpatient clinic in Green Township
- Expansion of the Eastgate clinic
- Construction of a new outpatient clinic in Clermont County
- Occupy 2 additional floors in the 660 Lincoln building
- Construction of the new Light Amplification by Stimulated Emission of Radiation building
- Two new wireless phone initiatives. This project also has a high potential for adding significantly more phones in the future. To a point where every Doctor, Nurse or Clinical Manager would carry a wireless phone. Adding the need for thousands of more numbers
- Several in-house construction projects

 Any remaining numbers from the new NXX would be retained in CCHMC's inventory to allow for the flexibility to manage its telecommunication needs and to quickly incorporate into its dial plan future expansions.

Sincerely,

Anthony Davis Sr. Systems Analyst Cincinnati Children's Hospital Medical Center

ATTACHMENT B

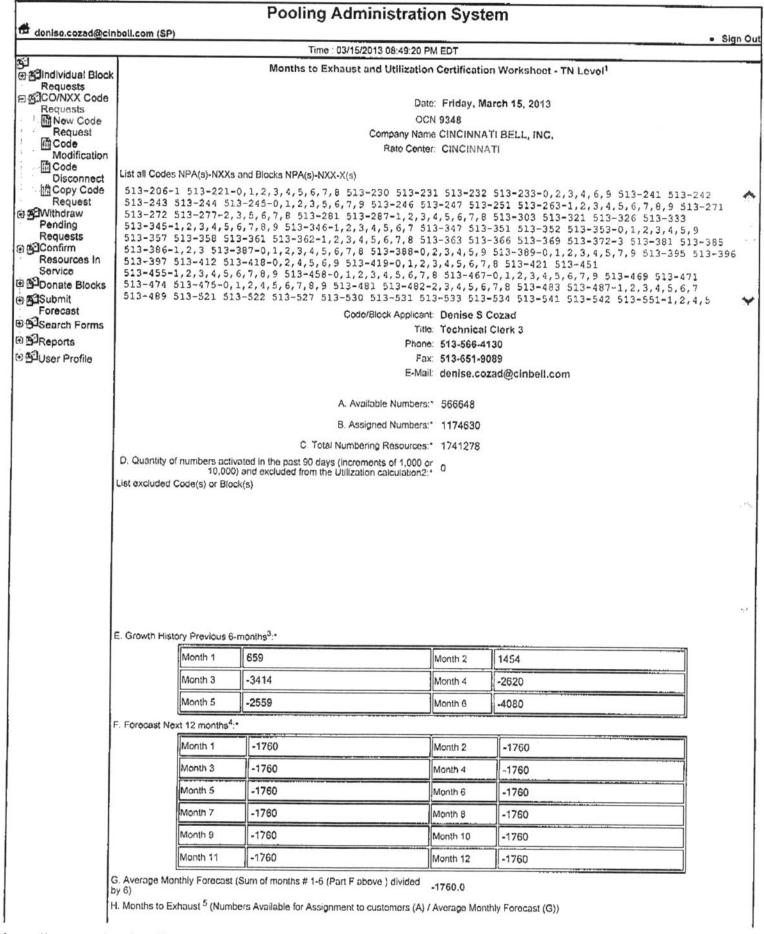
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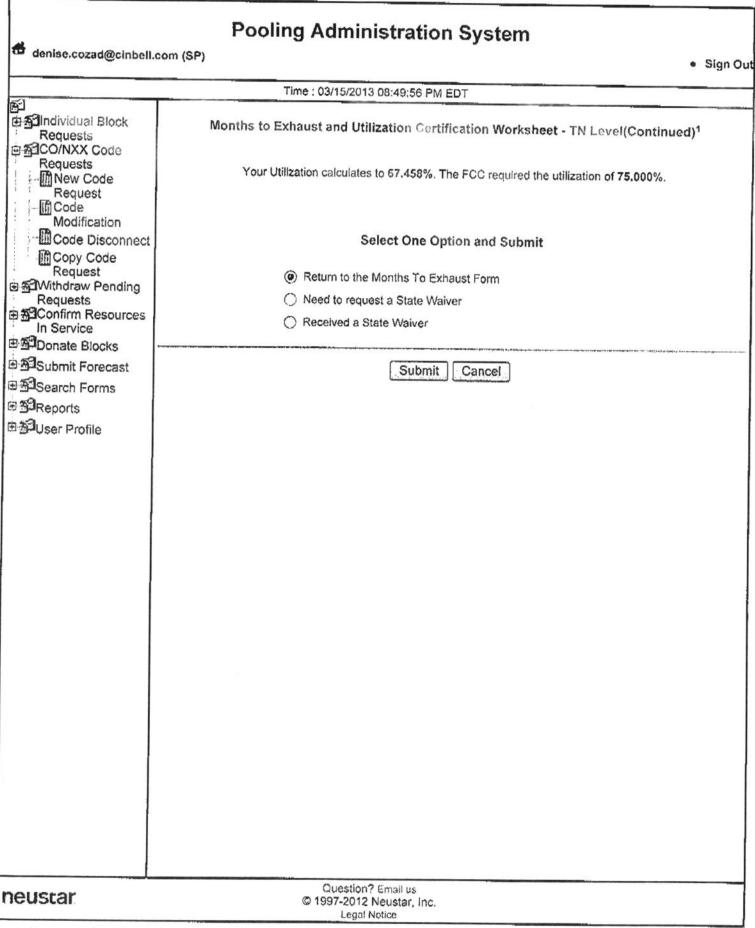


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Case No(s). 10-0884-TP-UNC

Summary: Petition Petition of Cincinnati Bell Telephone Company LLC for Review of a Decision of the Number Pooling Administrator electronically filed by Ms. Patricia L Rupich on behalf of Cincinnati Bell Telephone Company LLC