

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Investigation into )  
Telephone Numbering and Number ) Case No. 10-884-TP-UNC  
Assignment Procedures. )

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 29, 2013, Cincinnati Bell Extended Territories LLC ("CBET") filed a motion for review of a decision of the PA. In its filing, CBET represents that on April 26, 2013, it submitted a request to the PA for the assignment of a thousands-block in the Miamisburg-West Carrollton rate center in order to satisfy a specific customer's request. According to the attachments accompanying CBET's motion, the PA refused to grant CBET's request for additional number resources in the Miamisburg-West Carrollton rate center because CBET does not meet the months-to-exhaust and/or utilization criteria established by the FCC.

CBET explains that a customer, Reed Elsevier Technology ("Reed Elsevier"), has requested assignment of a block of 860 contiguous telephone numbers for use in a new telephone system it is installing at its Miamisburg, Ohio campus. Specifically, Reed Elsevier has requested the contiguous

numbers to be from the 247 exchange in order to be compatible with its existing Direct Inward Dialing (DID) numbers. Reed Elsevier has currently exhausted its existing DID numbers.

Based on the parameters of its customer's requirements, CBET represents that it is unable with its existing inventory to meet its customer's request for 860 consecutive telephone numbers in the Miamisburg-West Carrollton Exchange.

- (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 CBET's motion, the attorney examiner believes that the applicant has demonstrated a legitimate need for the requested thousands-block 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 CBET's need for 860 contiguous telephone numbers 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 CBET's application for additional numbering resources in the Miamisburg-West Carrollton rate center should be overturned and CBET should be assigned a thousands-block that meets its needs. In the event that the forecasted demand does not occur in the manner represented, CBET shall return to the numbering pool in the Miamisburg-West Carrollton rate center, the applicable unused numbering resources.

It is, therefore,

ORDERED, That CBET'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 telephone numbers not occur in the manner represented, CBET shall, consistent with this entry, return to the numbering pool in the Miamisburg-West Carrollton rate center, the applicable unused numbering resources. It is, further,

ORDERED, That a copy of this entry be served upon CBET.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/ Daniel E. Fullin

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By: Daniel E. Fullin  
Attorney Examiner

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**This foregoing document was electronically filed with the Public Utilities**

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**in**

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

Summary: Attorney Examiner Entry granting request to review and overturn the Pooling Administrator's earlier decision to deny a request for numbering resources; electronically filed by Vesta R Miller on behalf of Daniel E. Fullin, Attorney Examiner, Public Utilities Commission of Ohio