

IN THE SUPREME COURT OF OHIO

CINCINNATI BELL TELEPHONE  
COMPANY,

Appellant,

v.

THE PUBLIC UTILITIES  
COMMISSION OF OHIO,

Appellee.

00-507

Appeal from the Public  
Utilities Commission of Ohio

Public Utilities Commission of Ohio  
Case No. 96-899-TP-ALT

NOTICE OF APPEAL OF APPELLANT  
CINCINNATI BELL TELEPHONE COMPANY

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FILED

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MARCIA J. MENGEL, CLERK  
SUPREME COURT OF OHIO

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**NOTICE OF APPEAL OF APPELLANT**  
**CINCINNATI BELL TELEPHONE COMPANY**

Appellant Cincinnati Bell Telephone Company hereby gives notice of its appeal, pursuant to R.C. 4903.11 and 4903.13, to the Supreme Court of Ohio, from the Supplemental Opinion and Order of the Public Utilities Commission of Ohio, entered on November 4, 1999, and the Second Entry on Rehearing, entered on January 20, 2000, in PUCO Case No. 96-899-TP-ALT.

Appellant was and is a party of record in PUCO Case No. 96-899-TP-ALT, and timely filed its Application for Rehearing of the Appellee's November 4, 1999 Supplemental Opinion and Order in accordance with R.C. 4903.10. Appellant's Application for Rehearing was denied, and the Intervenor's Application for Rehearing was granted, with respect to the issues on appeal herein, by the Commission's Second Entry on Rehearing entered on January 20, 2000.

The Appellant complains and alleges that Appellee's November 4, 1999 Supplemental Opinion and Order, and Appellee's January 20, 2000 Second Entry on Rehearing in PUCO Case No. 96-899-TP-ALT are unlawful, unjust and unreasonable in the following respects, as set forth in Appellant's Application for Rehearing and its opposition to the Intervenor's Application for Rehearing:

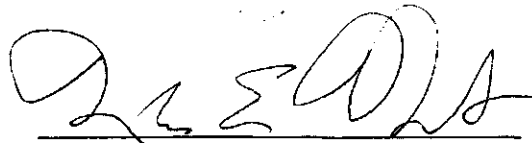
1. The Commission unlawfully and unreasonably required CBT to weight its loop sample data using 80% business line characteristics and 20% residence line characteristics, which fails to reflect the total output of loop elements as required by the Commission's Local Service Guidelines and the TELRIC methodology, and which unreasonably skews the average cost of providing unbundled loops downward.

2. The Commission unlawfully and unreasonably rejected CBT's cost study for the directory assistance ("DA") listing database and adopted inapplicable FCC proxy rates for subscriber listing information.

3. The Commission acted unlawfully and unreasonably by not allowing CBT to recover its cost of performing loop qualification services.

WHEREFORE, Appellant respectfully submits that the Appellee's November 4, 1999 Opinion and Order and Appellee's January 20, 2000 Entry on Rehearing in PUCO Case No. 96-899-TP-ALT are unlawful, unjust and unreasonable and should be reversed. The case should be remanded to the Appellee with instructions to correct the errors complained of herein.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'D. E. Hart', is written over a horizontal line.

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**CERTIFICATE OF SERVICE**

I certify that a copy of this Notice of Appeal was sent by ordinary U.S. mail, postage prepaid, to all of the following parties of record on March 17, 2000:

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