

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

February 11, 2014

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 Extended Territories LLC for Review of a Decision of the Number Pooling Administrator to be filed in connection with the above referenced proceeding. This Petition and attachment 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

Patricia L. Rupial

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)	Case No. 10-884-TP-UNC
Consideration of Telephone Safety Valve)	
Requests and Other Number Resource)	
Related Filings)	

PETITION OF CINCINNATI BELL EXTENDED TERRITORIES LLC FOR REVIEW OF A DECISION OF THE POOLING ADMINISTRATOR

Cincinnati Bell Extended Territories LLC ("CBET") hereby requests that the Commission review and overturn a decision of the number Pooling Administrator ("PA") which denied a CBET request for numbering resources. On February 3, 2014, CBET filed a request with the PA for an NXX in the Dayton rate center to establish a Location Routing Number ("LRN") for a new soft switch that it is deploying. CBET's request was denied on the grounds that CBET has not satisfied the utilization level and months-to-exhaust ("MTE") criteria established by the Federal Communications Commission and outlined in the Central Office Code Assignment Guidelines ("COCAG"). 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, CBET submits that the Commission is justified in overturning the PA's decision and granting CBET's request for a new NXX to establish an LRN for its new switch.

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¹ 47 CFR 52.15(g)(3)(iii); 47 CFR 52.15(h); *Central Office Code (NXX) Assignment Guidelines (COCAG)*, ATIS-0300051, Alliance for Telecommunications Industry Solutions (November 11, 2011), Section 4.3.1. ² 47 CFR 52.15(g)(4). Also, see *COCAG*, Section 4.1.3.

The new soft switch will replace an existing switch that is nearing capacity.

Although CBET will eventually decommission its existing switch and transition its subscribers to this new switch, the move will not be a flash cut from one switch to the other. CBET will begin moving subscribers to the new switch during the second quarter of 2014 and expects the transition to be completed by year-end. Because the two switches will be deployed simultaneously for several months, CBET requires a unique LRN for the new switch.³

Due to the specific requirements for LRN assignment, none of CBET's existing numbers can be used as an LRN. Upon receipt of the new NXX, CBET will keep the "0" thousand-block and return the remaining blocks to the number pool. CBET will be able to port numbers from its existing numbering resources to the new switch once an LRN is assigned for the switch, so it does not anticipate the need for additional numbering resources for this switch beyond this initial request. All of the numbers assigned to the existing switch will be ported to the new switch when the old switch is retired.

As shown on the attached Pooling Administration System Worksheet (Attachment A), CBET's February 3, 2014 application was denied because CBET does not satisfy the utilization and MTE criteria for receipt of growth numbering resources.

CBET requests that the Commission overturn the PA's decision and direct the PA to grant CBET's request for a new NXX in the Dayton rate center to establish an LRN so that CBET can proceed with deployment of its new switch.

⁴ See, *Location Routing Number (LRN) Assignment Practices*, ATIS-0300065, Alliance for Telecommunications Industry Solutions, (September 30, 2011).

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³ A Location Routing Number is the ten-digit (NPA-NXX-XXXX) number assigned to a switch and is used for routing in a local number portability environment. An LRN is required for each LATA served by the switch.

Respectfully submitted,

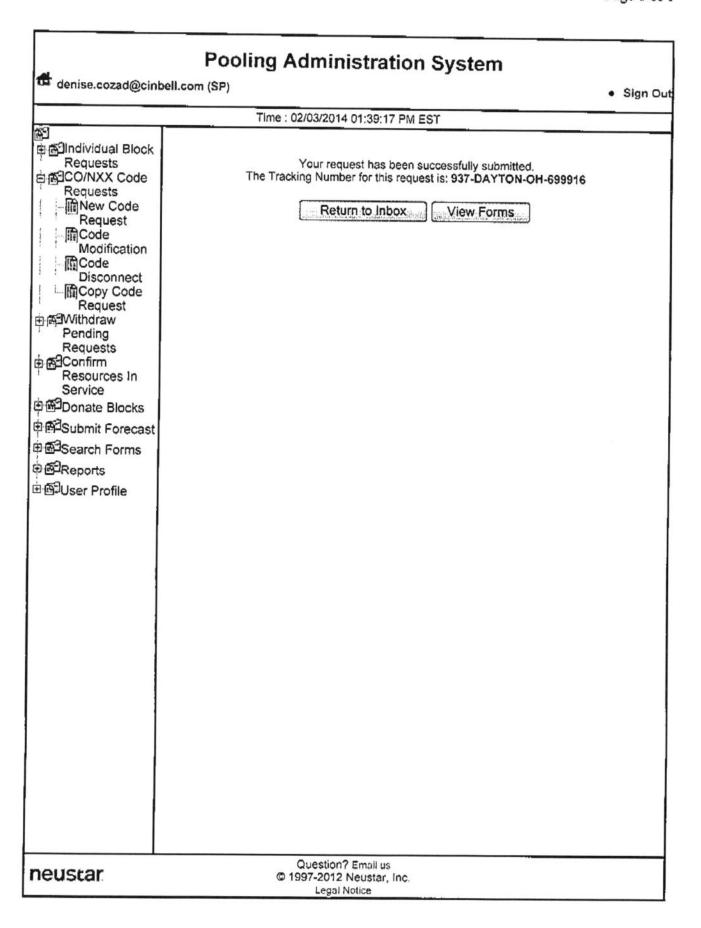
/s/ Douglas E. Hart

Douglas E. Hart (0005600) 441 Vine Street, Suite 4192 Cincinnati, Ohio 45202 (513) 621-6709 (513) 621-6981 fax dhart@douglasehart.com

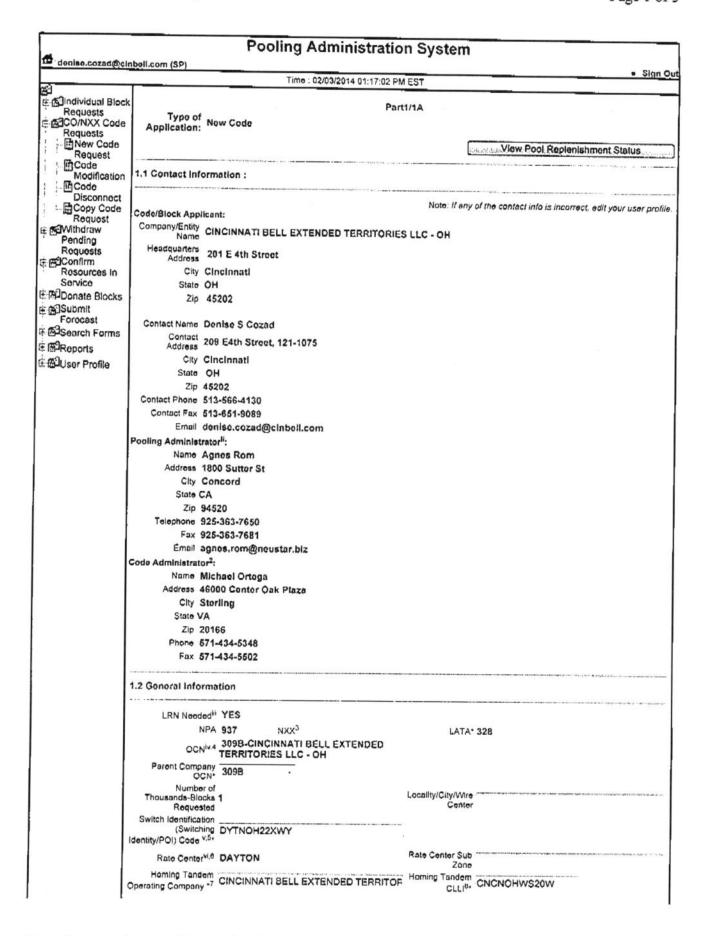
Attorney for Cincinnati Bell Extended Territories LLC

February 11, 2014

ATTACHMENT A



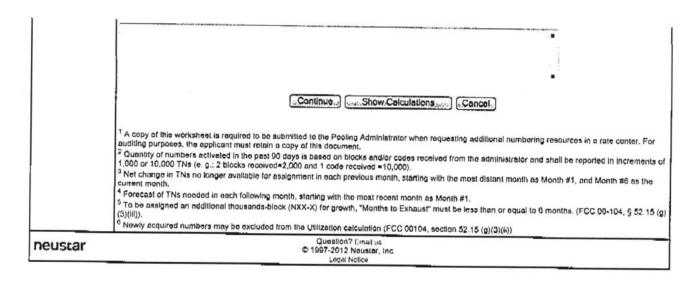
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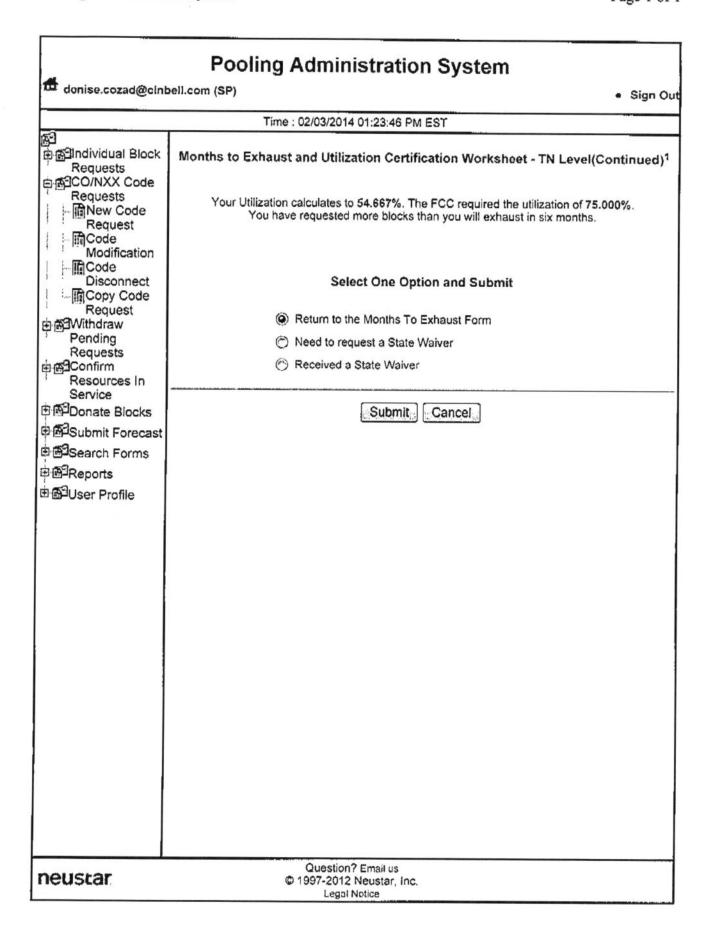


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Expedited Explanation	
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is the code applica	nt's responsibility to arrange input of Part 2 information into BIRRDS. The 45-calendar day nationwide minimum interval will not begin until input into BiRRDS has been completed.
omarks	

web	reby certify that the above information requesting an NXX code is true and accurate to the best of my knowledge and that application has been prepared in accordance with the Central Office Code (NXX) Assignment Guidelines posted to the ATIS site (http://www.atis.org/inc/incguides.asp) as of the date of this application. ¹⁴ reby certify that the above information requesting an NXX-X block is true and accurate to the best of my knowledge and that
	Part1A Foot Notes 2010.
11	Submit 14 Cancel

4		Pooling Administrat	on Sys	tem		
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Block Requests BCO/NXX Code Requests Requests	Months to Exhaust and Utilization Certification Worksheet - TN Level ¹ Date: Monday, February 3, 2014 OCN 309B Company Name CINCINNATI BELL EXTENDED TERRITORIES LLC - OH					
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This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

2/11/2014 4:46:07 PM

in

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

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