

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Commission's Investi-)	
gation into Telephone Numbering and)	Case No. 10-884-TP-UNC
Number Assignment Procedures)	

PETITION OF TELEPORT COMMUNICATIONS AMERICA, LLC FOR REVIEW OF A
DECISION OF NEUSTAR - POOLING ADMINISTRATOR

Teleport Communications America, LLC ("Teleport"), by its attorney and pursuant to 47 CFR § 52.15(g)(3)(iv), respectfully requests that the Public Utilities Commission of Ohio ("Commission") review and overturn the Pooling Administrator's ("PA" or "NeuStar") denial of Teleport's request for numbering resources, as more fully described herein.

An Ohio customer, Duke Realty Corporation, has requested 75 numbers in the Mason rate center. Duke Realty is moving its satellite office from Cincinnati to Deerfield Township in the Mason rate center. In order to retain an internal dialing plan with its corporate office in Indianapolis and 16 other satellite locations, Duke Realty is requesting that the NXX be of the format NX5 and that the block be of the formats 0XXX or 2XXX-9XXX. Duke Realty does not want the 1 block. This is reflected in the customer letter. Teleport has developed a communications plan that Duke Realty will implement, and will subsequently assign the 75 numbers within 180 days of the numbers being made available to its enterprise.

The Mason rate center, in the 513 area code, began number pooling in March 2003 and therefore number acquisition by a Number Pooling carrier is gained through an interface with the

PA.¹ On March 19, 2014, Teleport submitted a “Thousand Block Application Form Part 1A”, and a “Months-to-Exhaust and Utilization Certification Worksheet – TN Level” (“MTE and Utilization”) to the PA² using the Pooling Administration System (“PAS”). Teleport requested 1 number block in the Mason rate center and subsequently received an error message indicating the request would not process via the system without a state waiver.³ The PA, applying FCC rules and INC Guidelines, requires a block holder requesting growth resources to demonstrate that existing resources in the rate center will both exhaust within 6 months and meet the 75% utilization level. The error message included calculations indicating that neither threshold was met.

Although Teleport has adequate telephone numbers in this rate center to satisfy incremental requests, without receiving additional numbers, the inventory cannot satisfy the customer’s specific need for a number in the format 513-NX5. Teleport has only the 513-972 NPA-NXX. Therefore, Teleport needs to obtain the number block in order to satisfy the customer’s request. The Mason number pool also does not have a code of the format 513-NX5, so Teleport must request that a new code be opened.

The FCC's rules identify a procedure whereby denial of a numbering resource request can be brought to the appropriate state commission for review. 47 CFR § 52.15(g)(3)(iv) provides as follows:

(iv) The NANPA shall withhold numbering resources from any U.S. carrier that fails to comply with the reporting and numbering resource application requirements established in this part. The NANPA shall not issue numbering resources to a carrier without an Operating Company Number (“OCN”). The NANPA must notify the carrier in writing of its decision to withhold numbering resources within ten (10) days of receiving a request for numbering resources. The carrier may challenge the NANPA's decision to the appropriate state regulatory commission. The state regulatory commission may affirm or overturn the NANPA's decision to withhold numbering resources from the carrier based

¹ The federal rules in 47 C.F.R. § 52.15 generalize responsibilities of NANPA and the PA under the heading “Central office code administration”.

² A copy of the Part1A and MTE worksheet are attached as Exhibit B.

³ A copy of the error message is appended as the last page of Exhibit B.

on its determination of compliance with the reporting and numbering resource application requirements herein.

In addition, the FCC's December 12, 2001 Order in its Number Resource Optimization Report and Order, CC Docket No. 99-200, FCC No. 01-362, paragraph 64 states that, "States may not accommodate requests for specific numbers (i.e. vanity numbers), but may grant requests for customers seeking contiguous blocks of numbers." Teleport submits that Duke Realty's request constitutes special circumstances and demonstrates a clear requirement that warrants the Ohio Commission's review and reversal of NeuStar's decision.

Attached to this request are copies of Teleport's Thousand Block Application Form, the Months-to-Exhaust Certification, a copy of NeuStar's denial, and a copy of Duke Realty's letter of intent.

For the reasons set forth herein, Teleport respectfully requests that the Commission overturn NeuStar's denial and direct NeuStar to assign the requested numbers in the Mason rate center to Teleport for use by Duke Realty Corporation.

Respectfully submitted,

Teleport Communications America, LLC

By: /s/ Jon F. Kelly

Jon F. Kelly
AT&T Services, Inc.
150 E. Gay St., Rm. 4-A
Columbus, Ohio 43215

(614) 223-7928

Its Attorney

TBPAG Attachment 1 - March 19, 2007

Thousands-Block Application Form - Part 1A

**Tracking
Number:** 513-MASON-OH-
710053

Individual Block
Request

**Type of
Application:** ☒ New ☐ Change ☐ Disconnect
i

GENERAL APPLICATION INFORMATION**1.1 Contact Information:**Block Applicant:

**Company
Name:** TELEPORT COMMUNICATIONS AMERICA, LLC - OH

**Headquarters
Address:** One AT&T Way

**City, State,
Zip:** Bedminster, NJ, 07921

**Contact
Name:** Lisa Loper

**Contact
Address:** One AT&T Way

City,State,Zip: Bedminster , NJ , 07921

Phone: 908- 234-7622 **FAX:** 908- 234-8044 **E-mail:** lloper@att.com

Pooling Administrator: ii

**Contact
Name:** Agnes Rom

**Contact
Address:** 1800 Sutter St

City,State,Zip: Concord ,CA,94520

Phone: 925-363-7650 **FAX:** 925-363-7681

E-mail: agnes.rom@neustar.biz

1.2 General Information:

Check one : No LRN needed X LRN needed iii

NPA: 513 LATA: 922 OCN: ^{iv} 7532 Parent Company's OCN 7125

Number of Thousands-Blocks Requested : 1

Switching Identification(Switch Entity/POI) : ^v
CNCNOHWSXXX

City or Wire Center Name : _____

Rate Center: ^{vi} MASON

Rate Center Sub Zone: _____

1.3 Dates:

Date of Application: ^{vii} 03/19/2014

Requested Block Effective Date: ^{viii}
04/19/2014

☐ By selecting this checkbox, I acknowledge that I am requesting the earliest possible effective date the Administrator can grant. Please note that this only applies to a reduction in the Administrator's processing time, however the request will still be processed in the order received.

Request Expedited Treatment? (See Section 8.6) Yes _____ No X

1.4 Type of Service Provider Requesting the Thousands-Block :

- a) Type of Service Provider : CAP OR CLEC (LEC, IXC, CMRS, Other)
- b) Primary type of service Blocks to be used for : Wireline
- c) Thousands-Block(s) (NXX-X) assignment Preference (Optional) _____
- d) Thousands-Block(s) (NXX-X) that are undesirable for this assignment , if any _____
- e) If requesting a code for LRN purposes, indicate which block(s) you will be keeping(the remainder of the blocks will be given to the pool) _____

1.5 Type of Request:

Initial block for rate center : Yes _____ If Yes , attach evidence of authorization and proof of capability to provide service within 60 days.

Growth block for rate center : Yes X If Yes , attach months to exhaust worksheet

☐ By selecting this checkbox, I acknowledge that I am willing to accept a block in red and explicitly understand that the underlying CO code may not yet be activated in the PSTN and loaded in the NPAC on the block effective date.

Type of change(Mark **all** that apply)

- ☐ OCN:Intra-company ^{ix} ☐ Switching Id ☐ Part 1B
- ☐ OCN:Inter-company ^x ☐ Effective Date

Change block : Yes _____ If Yes , list NPA-NXX-X _____

1.6 Block Return :

- a) Is this block Contaminated Yes _____ No _____
- b) If Yes how many TNs are NOT available for assignment : _____
- c) Have all new Intra SP ports been completed in the NPAC Yes _____ No _____
- d) Has this block been protected from further assignment Yes _____ No _____

Disconnect block : Yes _____ If Yes , list NPA-NXX-X _____

Remarks:

I hereby certify that the above information requesting an NXX-X block is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Thousands-Block (NXX-X) Pooling Administration Guidelines (ATIS-0300066) available on the ATIS web site (<http://www.atis.org/inc>) or by contacting inc@atis.org as of the date of this application.

Lisa Loper

Signature of Block Applicant

Manager-Code 03/19/2014
Administration

Title

Date

Instructions for filling out each Section of the Part 1A form:

Section 1.1 Contact information requires that Service Providers supply under "Block Applicant" the company name, company headquarters address, a contact within the company, an address where the contact person may be reached, in addition to the correct phone, fax, and e-mail address. The Pooling Administrator section also requires the Service Provider to fill in the Pooling Administrator's name, address, phone, fax and e-mail.

Section 1.2 Service Providers who need a thousands-block assignment or for an Location Routing Number (LRN) are required to fill in this section. If needed for an LRN, a CO Code Application needs to also be submitted to the PA. The Service Provider should supply the Numbering Plan Area (NPA); the Local Access Transport Area (LATA), which is a three-digit number that can be found in the TelcordiaTM LERGTM Routing Guide. The Operating Company Number (OCN) assigned to the service provider and the OCN its parent company. An OCN is a four-character alphanumeric assigned by TelcordiaTM Routing Administration (TRA). In addition, the number of thousands-blocks requested should be supplied. The Switch Identification as well as the city or wire center name, rate center, rate center sub zone, homing tandem and CLLITM tandem of the facilities based provider^{xi}. Explanations of these terms may be found in the footnotes.

Section 1.3 The date the Service Provider completes the application should be

Appendix 3

May 16, 2008

MONTHS TO EXHAUST and UTILIZATION CERTIFICATION WORK SHEET - TN Level¹
 (Thousands-Block Number Pooling Growth Block Request)

Tracking Number: 513-MASON-OH-710053Date: 03/19/2014OCN: 7532Company Name: TELEPORT COMMUNICATIONS
AMERICA, LLC - OHRate Center: MASON

List all Codes NPA(s)-NXX(s) and Blocks NPA(s)-NXX-X(s):

Name of Block Applicant: Lisa LoperSignature: Lisa LoperTitle: Manager-Code AdministrationTelephone No.: 908-234-7622FAX No.: 908-234-8044E-mail: lloper@att.comA. Available Numbers: 923B. Assigned Numbers: 2C. Total Numbering Resources: 1000D. Quantity of numbers activated in the past 90 days (increments of 1,000 or 10,000) and excluded from the Utilization calculation ²: 0

List
 Excluded
 Code(s) or
 Block(s):

Month #1	Month #2	Month #3	Month #4	Month #5	Month #6	Month #7	Month #8	Month #9	Month #10	Month #11	Month #12
-------------	-------------	-------------	-------------	-------------	-------------	-------------	-------------	-------------	--------------	--------------	--------------

E. Growth
 History -
 Previous 6
 months³

<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>-10</u>	<u>74</u>
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F. Forecast
- Next 12 months⁴

<u>75</u>	<u>1</u>	<u>0</u>	<u>1</u>	<u>1</u>	<u>2</u>	<u>1</u>	<u>3</u>	<u>-6</u>	<u>0</u>	<u>1</u>	<u>0</u>
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G. Average Monthly Forecast (Sum of months 1-6 (Part F above) divided by 6): 13.333

H. Months
to Exhaust⁵

$$= \frac{\text{Numbers Available for Assignment to Customers(A)}}{\text{Average Monthly Forecast(G)}}$$

<u>Block Requested</u>	<u>Available Numbers</u>	<u>Months To Exhaust</u>
<u>1</u>	<u>923</u>	<u>69.227</u>

I. Utilization⁶

$$= \frac{\text{Assigned Numbers(B) - Excluded Numbers (D)}}{\text{Total Numbering Resources(C)-Excluded Numbers(D)}} \times 100 = \underline{0.2}$$

Explanation: _____

¹A copy of this worksheet is required to be submitted to the Pooling Administrator when requesting additional numbering resources in a rate center. For auditing purposes, the applicant must retain a copy of this document.

²Quantity of numbers activated in the past 90 days is based on blocks and/or codes received from the administrator and shall be reported in increments of 1,000 or 10,000 TNs (e. g.: 2 blocks received=2,000 and 1 code received =10,000).

³Net change in TNs no longer available for assignment in each previous month, starting with the most distant month as Month #1, and Month #6 as the current month.

⁴Forecast of TNs needed in each following month, starting with the most recent month as Month #1.

⁵To be assigned an additional thousands-block (NXX-X) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, section 52.15 (g) (3) (iii)).

⁶Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii))

LOPER, LISA A

From: agnes.rom@neustar.biz
Sent: Wednesday, March 19, 2014 2:25 PM
To: LOPER, LISA A
Cc: PA_Part3@neustar.biz
Subject: PAS - Pooling Administrator's Response/Confirmation for Tracking Number: 513-MASON-OH-710053

Pooling Administration System

Dated 19-March-2014

November 21, 2003
ATIS-0300066.at3

Attachment 3

Pooling Administrator's Response/Confirmation TBPAG Part 3

Tracking Number : 513-MASON-OH-710053

Date of Application: 03/19/2014 Effective Date: _____
Date of Receipt: 03/19/2014 Date of Response: 03/19/2014

Service Provider Name: TELEPORT COMMUNICATIONS AMERICA, LLC - OH
(Telcordia TM LERG TM Routing Guide) OCN: 7532
Parent Company OCN: 7125

NPAC SOA SPID : _____

Pooling Administrator Contact Information:

Agnes Rom Phone: 925-363-7650
Signature of Pooling Administrator
Agnes Rom Fax: 925-363-7681
Name (print)
Email: agnes.rom@neustar.biz

NPA-NXX or
NPA-NXX-X : _____

Block Assigned: _____
Block Reserved : _____
Block Reservation
Expiration Date : _____
Block/Code
Modified : _____
Block/Code _____

Disconnected : _____

Block Contaminated(Yes or No) :

If Yes,enter the number of TNs contaminated :

Switch Identification(Switch Entity/POI): ¹

CNCNOHWSXXX

Rate Center:

MASON

Rate Center Sub Zone:

X Form Complete, request denied.

Explanation:

DR-57: You do not meet the MTE and/or Utilization requirements, therefore this request for a new block is denied. You may proceed with requesting a State Waiver from the appropriate state commission using this Part 3 denial. If you are in disagreement with the disposition of this request, please refer to the Thousands-Block Number (NXX-X) Pooling Administration Guidelines for the appeals process.

Request withdrawn.

Explanation:

Assignment activity suspended by the administrator.

Explanation:

Remarks:

¹ This is an eleven-character descriptor provided by the owning entity for the purpose of routing calls. This must be the CLLI TM Location Identification code of the switching entity/POI shown on the Part 1A form (Telcordia, LERG ROUTING Guide and CLLI are trademarks of Telcordia Technologies, Inc.)





600 East 96th Street, Suite 100
Indianapolis, IN 46240
317.808.6000
dukerealty.com

March 17, 2014

Duke Realty Corporation
5181 Natorp Blvd., Suite 600
Deerfield Township, OH 46040

AT&T TNAC,

This Letter of Intent represents a request by Duke Realty Corporation for 75 numbers for Prime service. Duke Realty Corporation intends to order service in the Mason rate center on the CNCOOHFPDS1 switch pending AT&T's successful completion of the required testing. Duke Realty Corporation intends to activate these numbers within 180 days from AT&T's receipt of the numbers.

We would like to obtain a block where the nxx ends in a 5 and the block would begin in 0, 2-9 to meet our dialing restrictions. Duke Realty Corporation has agreed that any of these options are acceptable.

PRI should be set up as follows;

Call by call with 13 max. outgoing and 10 max. incoming

All channels going both ways

Protocol: NI2

B8ZS ESF

Call ID/ANI

5 digits out pulsed (5 digit dialing)

Local long distance and long distance should be pic'd to 0288

PBX (CPE) will yield to C.O.

PBX will descend and the C.O. can ascend (CPE is a Siemens Hicom 300, Mod 30, version 9006.5)

Duke Realty Corporation is a commercial real estate company with a corporate office in Indianapolis and 17 satellite offices throughout the United States. Duke Realty Corporation currently has service in the Cincinnati area and is moving to the Deerfield Township area. Since we cannot port the existing numbers on the PRI, this letter serves as our request for new numbers.

Sincerely

DUKE REALTY CORPORATION

A handwritten signature in black ink that reads "Janet Logan". The signature is fluid and cursive, with the first name and last name clearly distinguishable.

Janet Logan
Sr. Telecommunications Specialist

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

3/24/2014 8:51:49 AM

in

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

Summary: Petition for review of a decision of Neustar - Pooling Administrator electronically filed by Jon F Kelly on behalf of Teleport Communications America, LLC