

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Commission's)
Consideration of Telephone Safety Valve) Case No. 10-884-TP-UNC
Requests and Other Number Resource)
Related Filings.)

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 21, 2014, AT&T Ohio ("AT&T") filed a motion for review of a decision of the PA. In its filing, AT&T represents that on April 15, 2014, it submitted a request to the PA for the assignment of one thousands-block of telephone numbers in the Cleveland rate center in order to satisfy a specific customer's request. According to the attachments accompanying AT&T's motion, the PA refused to grant AT&T's request for additional number resources in the Cleveland rate center because AT&T does not meet the months-to-exhaust and the utilization criteria established by the FCC.

AT&T explains that a customer, the United States General Services Administration (GSA) on behalf of the Department of Transportation, Federal Aviation Administration (FAA), has requested assignment of 400 consecutive numbers in the Cleveland rate center as part of the FAA's telecommunications infrastructure expansion at the Cleveland Hopkins International Airport. Specifically, the GSA states that the installation includes three ISDN-PRI circuits with 400

contiguous direct inward dialing telephone numbers. GSA indicates that while the 400 telephone numbers will meet the 12-month needs of the FAA, the long term plan will be to add additional numbers as the site grows. Additionally, in order to have a five-digit dialing plan, GSA requests that the issued telephone numbers not start with a "9" or a "0." According to GSA, the FAA plans to install service and activate the telephone numbers by May 20, 2014. Based on the parameters of its customer's requirements, AT&T represents that there are no blocks available in order to meet the GSA's numbering resource needs. Therefore, AT&T is requesting that a full code be opened by the NANPA and one block be assigned to AT&T for use by GSA.

- (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 AT&T's motion, the attorney examiner believes that the applicant has demonstrated a legitimate need for the requested one 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 AT&T's need for a thousands-block that will be compatible with its specific customer's dialing pattern needs. For this reason, the attorney examiner finds that the PA's decision to deny AT&T's application for additional numbering resources in the Cleveland rate center should be overturned and NANPA should open a new code from which AT&T should be assigned one thousands-block that meets the specific needs of its customer. In the event that the forecasted demand does not occur in the manner represented, AT&T shall return to the numbering pool in the Cleveland rate center, the applicable unused numbering resources.

It is, therefore,

ORDERED, That AT&T'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, AT&T shall, consistent with this Entry, return to the numbering pool in the Cleveland rate center, the applicable unused numbering resources. It is, further,

ORDERED, That a copy of this Entry be served upon AT&T.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Jay S. Agranoff

By: Jay S. Agranoff
Attorney Examiner

jrj/vrm

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in

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

Summary: Attorney Examiner Entry granting AT&T Ohio's safety valve request to overturn the Pooling Administrator's decision to withhold the requested numbering resources; electronically filed by Vesta R Miller on behalf of Jay S. Agranoff, Attorney Examiner, Public Utilities Commission of Ohio