

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 December 10, 2014, Cox Ohio Telecom, LLC (Cox) filed a motion for review of a decision of the PA. In its filing, Cox represents that it recently submitted a request to the PA for the assignment of 1,000 telephone numbers in the Brecksville rate center in order to satisfy a specific customer's request. According to the attachments accompanying Cox's motion, the PA refused to grant Cox's request for additional number resources in the Brecksville rate center because Cox does not meet the months-to-exhaust and/or utilization criteria established by the FCC.

Cox explains that its customer, HMT Associates, Inc., has requested 140 new numbers that will be compatible with the customer's existing dialing plan. Based on the parameters of its customer's requirements, Cox represents that it is unable with its existing inventory to meet its customer's numbering resource needs.

- (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 Cox's motion, the attorney examiner believes that the applicant has demonstrated a legitimate need for the requested block of one thousand consecutive 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 Cox's need for a block of one thousand consecutive telephone numbers 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 Cox's application for additional numbering resources in the Brecksville rate center should be overturned and NANPA should assign a block of one thousand consecutive telephone numbers that meet the specific needs of Cox's customer. In the event that the forecasted demand does not occur in the manner represented, Cox shall return to the numbering pool in the Brecksville rate center, the applicable unused numbering resources.

It is, therefore,

ORDERED, That Cox'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, Cox shall, consistent with this Entry, return to the numbering pool in the Brecksville rate center, the applicable unused numbering resources. It is, further,

ORDERED, That a copy of this Entry be served upon Cox.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Daniel E. Fullin

By: Daniel E. Fullin
Attorney Examiner

JRJ/dah

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

12/17/2014 10:47:25 AM

in

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

Summary: Attorney Examiner Entry that grants a request to review and overturn the Pooling Administrator's earlier decision to deny numbering resources; electronically filed by Debra Hight on behalf of Daniel E. Fullin, Attorney Examiner.