

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE COMMISSION'S
CONSIDERATION OF TELEPHONE SAFETY
VALVE REQUESTS AND OTHER NUMBER
RESOURCE RELATED FILINGS.

CASE NO. 10-884-TP-UNC

ENTRY

Entered in the Journal on March 31, 2017

{¶ 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 March 29, 2017, Teleport Communications America, LLC, a subsidiary of AT&T Inc., (Teleport) filed a petition for review of a decision of the PA. In its filing, Teleport represents that it recently submitted a request to the PA for 10,000 numbers, in a specified format, in the Brecksville, Ohio rate center in order to satisfy a specific customer request. According to the attachments accompanying Teleport's petition, the PA refused to grant Teleport's request because Teleport does not meet the months-to-exhaust and/or utilization criteria established by the FCC.

{¶ 3} Teleport explains that its customer, MetroHealth System (MetroHealth), a major hospital serving Cuyahoga County and all of northeastern Ohio, is in the process of expanding and upgrading phone systems at their main campus location and has requested 10,000 consecutive numbers, in a specified format, in the Brecksville, Ohio rate center, for use by MetroHealth. Teleport submits that, although it has adequate telephone numbers in the Brecksville, Ohio rate center to satisfy incremental requests without

receiving additional numbers, it cannot from its existing inventory, satisfy the specific need of its customer, MetroHealth, for 10,000 numbers in the format specified.

{¶ 4} 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.

{¶ 5} After a review of Teleport's petition, the attorney examiner believes that the applicant, in accordance with 47 C.F.R. 52.15(g)(4), has demonstrated a verifiable need for the requested numbering resources and that it has exhausted all other remedies. In reaching this determination, the attorney examiner recognizes Teleport's need for 10,000 consecutive telephone numbers, in a specified format, to meet a specific business need of one of its customers. For this reason, the attorney examiner finds that the PA's decision to deny Teleport's petition for additional numbering resources should be overturned and NANPA should assign the requested numbers in the Brecksville, Ohio rate center to Teleport for use by MetroHealth in meeting the identified need of that customer. In the event that the forecasted demand does not occur in the manner represented, Teleport shall return to the numbering pool in the involved rate center, all applicable unused numbering resources.

{¶ 6} It is, therefore,

{¶ 7} ORDERED, That Teleport's request to overturn the PA's decision to withhold the requested numbering resources is granted as described in Paragraph (5). It is, further,

{¶ 8} ORDERED, That should the forecasted demand for the requested telephone numbers not occur in the manner represented, Teleport shall return to the numbering pool in the involved rate center, all applicable unused numbering resources. It is, further,

{¶ 9} That a copy of this Entry be served upon Teleport.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/ Daniel E. Fullin

By: Daniel E. Fullin
Attorney Examiner

JRJ/dah

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in

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

Summary: Attorney Examiner Entry ordering Teleport's request to overturn the PA's decision to withhold the requested numbering resources be granted as described in Paragraph (5); and that should the forecasted demand for the requested telephone numbers not occur in the manner represented, Teleport shall return to the numbering pool in the involved rate center, all applicable unused numbering resources. Entry electronically filed by Debra Hight on behalf of Daniel E. Fullin, Attorney Examiner.