



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

March 31, 2017

Ms. Barcy McNeal
Public Utilities Commission of Ohio
Docketing Division
180 East Broad Street
Columbus, Ohio 43215

RE: In the Matter of the Commission's Consideration of Telephone Safety Valve Requests and Other Number Resource Related Filings, PUCO Case No. 10-0884-TP-UNC

Dear Ms. McNeal:

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 attachments 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,

A handwritten signature in blue ink that reads "Patricia L. Rupich".

Patricia L. Rupich

cc: Cheryl Williams (via e-mail)
Dan Fullin (via e-mail)

**BEFORE
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

**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 March 7, 2017, 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”).¹ 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.² 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.

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 being decommissioned. Although the existing switch will eventually be decommissioned, this cannot be done until the new switch is turned up and all lines on the existing switch are ported to the new switch. CBET plans to begin moving subscribers to the new switch by the end of the second quarter of 2017 and expects the transition to be completed by mid-2018. Because the two switches will be deployed simultaneously during the transition, CBET requires a unique LRN for the new switch.³

Due to the specific requirements for LRN assignment,⁴ 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 before the old switch is retired. Once the transition to the new switch is complete and the old switch is decommissioned, CBET will be able to return the thousands-block from which the existing LRN is assigned to the pooling administrator.

As shown on the attached Pooling Administration System Worksheet (Attachment A), CBET's March 7, 2017 application was denied because CBET does not satisfy the utilization and MTE criteria for receipt of growth numbering resources.

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.

⁴ See, *Location Routing Number (LRN) Assignment Practices*, ATIS-0300065, Alliance for Telecommunications Industry Solutions, (January 10, 2017).

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.

Respectfully submitted,

/s/ Douglas E. Hart

Douglas E. Hart (Ohio Bar. #0005600)

441 Vine Street, Suite 4192

Cincinnati, Ohio 45202

(513) 621-6709

(513) 621-6981

dhart@douglasshart.com

Attorney for Cincinnati Bell

Extended Territories LLC

March 31, 2017

ATTACHMENT A

Listo, Kimberly

From: agnes.rom@neustar.biz
Sent: Tuesday, March 07, 2017 3:56 PM
To: Setser, Cathy; Listo, Kimberly
Cc: PA_Part3@neustar.biz
Subject: 937-DAYTON-OH-994640 DENIED PAS - Part 3 Confirmation

Pooling Administration System

Dated 07 March 2017

**Thousands-Block Number Pooling Administration Guidelines
(TBPAG) - Part 3**

Revised: January 4, 2016

Pooling Administrator's Response/Confirmation

Tracking Number : 937-DAYTON-OH-994640

Date of Application: 03/07/2017 **Effective Date:** _____
Date of Receipt: 03/07/2017 **Date of Response:** 03/07/2017

Service Provider Name: CINCINNATI BELL EXTENDED TERRITORIES LLC - OH
(LERG™ Routing
Guide¹) OCN: 309B

Parent Company OCN: 9348

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 (1-1000):

Switch Identification (Switching/POD)²:

DYTNOH22X2Z

Rate Center:

DAYTON

Form complete, request denied.

Explanation:

DR-57: You do not meet the MTE and/or Utilization requirements, therefore this request for a new code 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 Administrator.

Explanation:

Remarks:

¹ Telcordia® is a registered trademark and LERG™ Routing Guide and iconectiv™ are trademarks and the Intellectual Property of Telcordia Technologies, Inc. dba iconectiv.

² This is an eleven-character descriptor provided by the owning entity for the purpose of routing calls. This must be the Common Language® Location Code (CLLI™ Code) of the switching entity/POI shown on the Part 1A form. Common Language® is a registered trademark and CLLI is a trademark and the Intellectual Property of Telcordia Technologies, Inc. dba iconectiv.



Pooling Administration System

Sign

kimberly.listo@cinbell.com (SP)

Time : 03/07/2017 03:31:30 PM EST

Individual Block Requests

Part111A

New Block Request

Type of Application: New Code

New Block

[View Pool Replenishment Site](#)

Reservation

Assign/Cancel/Extend

Reservation

Block Effective Date Change

Block Modification

Block Disconnect

Cancel Block

Disconnect

Saved Block Requests

Modify Pending Request

Copy Block Request

Attach Documents

CON/XX Code Requests

New Code Request

Code Modification

Code Disconnect

Copy Code Request

Multiple Code Request

Withdraw Pending Requests

Intra SP Block Port Requests

1.1 Contact Information :

Note: If any of the contact information is incorrect, edit your user profile.

Code/Block Applicant:

Company Name: CINCINNATI BELL EXTENDED TERRITORIES LLC - OH

Headquarters Address: 229 West Seventh Street Room 121-1075

City: Cincinnati

State: OH

ZIP: 45202

Contact Name: Kimberly D Listo

Contact Address: 229 West Seventh Street Room 121-1075

City: Cincinnati

State: OH

ZIP: 45202

Phone: 513-565-5605

Fax: 513-621-2660

Email: kimberly.listo@cinbell.com

Pooling Administrator:

Name: Agnes Rom

Address: 1800 Sutter St

City: Concord

- PSTN Activation
- Confirm Resources In Service
- Submit Forecast
- Search Forms
- Reports
- User Profile

State: CA
 ZIP: 94520
 Phone: 925-363-7650
 Fax: 925-363-7681
 Email: agnes.rom@neustar.biz
 Code Administrator:
 Name: Michael Ortega
 Address: 46000 Center Oak Plaza
 City: Sterling
 State: VA
 ZIP: 20166
 Phone: 866-623-2282
 Fax: 571-434-5502

1.2 General Information

LRN Needed¹ YES NXX² N/A LATA³ 328
 NPA 937
 OCN⁴ 309B-CINCINNATI BELL EXTENDED TERRITORIES LLC - OH
 Parent Company OCN⁵ 9348
 Number of Thousands-Blocks Requested 1
 Locality/City/Time Center
 Switch Identification (Switching Identity/PO) Code DYTNOH22X2Z
 Rate Center⁶ DAYTON
 Homing Tandem Operating Company⁷ CINCINNATI BELL INC
 Homing Tandem CLLI⁸ DYTNOH225GT

1.3 Dates

Tuesday, March 7, 2017

Date of Application ¹⁶ MM/DD/YYYY
 Requested Effective date ¹⁶ MM/DD/YYYY
Code ¹⁶ 9.10.

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

Requested Expedite Treatment Yes No Expedite Documentation must be provided if "Request Expedite" = Yes

Expedite Explanation

1.4 Type of Service Provider Requesting the Thousands-Block

a) Type of Company

b) Type of Service

c) Code Assignment Preference (Optional)

NOTE: For a list of available codes go to the NANPA web site at www.nanpa.com; click on Reports then Central Office Codes.

d) Codes that are undesirable, if any

9

9

9

9

9

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)

937-xxx-0,

1.5 Type of Request*

Initial Growth

Pooling Indicator's Yes No

1.6 NPA Jeopardy Criteria

1.7 Code Request for new service (Explain)

TO ESTABLISH LRN FOR THE 328 LATA

1.8

It is the code applicant's responsibility to arrange input of Part 2 information into BIRRDs. The 45-calendar day nationwide minimum inter-cut-over for BIRRDs will not begin until input into BIRRDs has been completed.

Remarks

[Empty text box for remarks]

	<div style="text-align: right;"> <input type="button" value="Continue"/> <input type="button" value="Cancel"/> </div> <div style="text-align: center; margin: 10px 0;"> <input type="button" value="Part1A Instructions & Footnotes"/> <input type="button" value="Part1 Instructions & Footnotes"/> </div> <p>I hereby certify that the above information requesting an NXX code is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Central Office Code (NXX) Assignment Guidelines posted to the web site (http://www.atls.org/fnc/inguides.asp) as of the date of this application.¹⁴</p> <p>I hereby certify that the above information requesting an NXX-X block is true and accurate to the best of my knowledge and this application has been prepared in accordance with the Thousands Block (NXX-X) Pooling Administration Guidelines ATT-0300066 available on the ATIS web site (http://www.atls.org/fnc/) or by contacting inc@atls.org as of the date of this applicat</p>
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Pooling Administration System

kimberly.listo@cincbell.com (SP)

Time : 03/07/2017 03:47:15 PM EST

Thousands-Block Number Pooling Administration Guidelines (TBPA) - Appendix 3

Revised: January 4, 2016

Months to Exhaust and Utilization Certification Worksheet - TN Level¹

Date: Tuesday, March 7, 2017

OCN 309B

Company Name CINCINNATI BELL EXTENDED TERRITORIES LLC -
Rate Center: DAYTON

List all Codes NPA(s)-NXXs and Blocks NPA(s)-NXX-X(s)^{2,4}

937-260-4	937-262-7	937-281-A	937-396-2	5
937-449-0	937-528-6	7	937-535-A	937-567-
610-A, 1,	2, 3, 4, 5, 7, 9	937-734-A,	0	5
856-A,	0			

Name of Block Applicant: Kimberly D Listo

Title: Technical Clerk 3

Phone: 513-565-5605

Fax: 513-621-2660

E-Mail: kimberly.listo@cincbell.com

A. Available Numbers:⁵

17304

B. Assigned Numbers:⁶

19690

C. Total Numbering Resources:⁷

36994

0

D. Quantity of numbers activated in the past 90 days (increments of 1,000 or 10,000) and excluded from the Utilization calculation:^{3,4}

List excluded Code(s) or Block(s)

- Individual Block Requests
- New Block Request
- New Block Reservation
- Assign/Cancel/Extend
- Reservation
- Block Effective Date Change
- Block Modification
- Block Disconnect
- Cancel Block
- Disconnect
- Saved Block Requests
- Modify Pending Request
- Copy Block Request
- Attach Documents
- CON/XX Code Requests
- New Code Request
- Code Modification
- Code Disconnect
- Copy Code Request
- Multiple Code Request
- Withdraw Pending Requests
- Intra SP Block Port Requests

- PSTN Activation
- Confirm Resources In Service
- Submit Forecast
- Search Forms
- Reports
- User Profile

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E. Growth History - Previous 6 months^{4,*}

Month 1	-664	Month 2	107
Month 3	-232	Month 4	29
Month 5	73	Month 6	406

F. Forecast - Next 12 months^{5,*}

Month 1	-107	Month 2	-107
Month 3	-107	Month 4	-107
Month 5	-107	Month 6	-107
Month 7	-107	Month 8	-107
Month 9	107	Month 10	-107
Month 11	-107	Month 12	-107

G. Average Monthly Forecast (Sum of months #1-6 (Part F above) divided by 6) **-107.0**

H. Months to Exhaust⁶ (Numbers Available for Assignment to customers (A) / Average Monthly Forecast (G))

Block Requested **1** A. Available Numbers **17304** H. Months to Exhaust **-161.720**

I. Utilization⁶ (Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded Numbers (D)) * 100 **53.225**

Explanation

¹ A copy of this worksheet is required to be submitted to the Pooling Administrator when requesting additional numbering resources in a reporting period. For auditing purposes, the applicant must retain a copy of this document.
² Report on all resources for the requested geographic area, including newly acquired blocks/codes.
³ Quantity of numbers activated in the past 90 days is based on blocks and/or codes received from the administrator and shall be reported in thousands (e.g.: 2 blocks received=2,000 and 1 code received =10,000).
⁴ Net change in TNs no longer available for assignment in each previous month, starting with the most distant month as Month 1, and Month 2 through Month 12.
⁵ Forecast of TNs needed in each following month, starting with the most recent month as Month 1.
⁶ To be assigned an additional thousands-block (NXX-X) for growth, "Months to Exhaust" must be less than or equal to 6 months. (47 CFR 1.1211(d)(3)).
⁷ Newly acquired numbers may be excluded from the Utilization calculation (47 CFR § 52.15 (d)(4)(iii))

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Last updated

Pooling Administration System

Sign Out

kimberly.jisto@cnbell.com (SP)

Time : 03/07/2017 03:52:44 PM EST

Months to Exhaust and Utilization Certification Worksheet - TN Level (Continued)¹

You have requested more blocks than you will exhaust in six months.

Select One Option and click Submit

- Return to the Months To Exhaust Form
- Need to request a State Waiver
- Received a State Waiver

- Individual Block Requests
 - New Block Request
 - New Block
 - Reservation
 - Assign/Cancel/Extend Reservation
 - Block Effective Date Change
 - Block Modification
 - Block Disconnect
 - Cancel Block
 - Disconnect
 - Saved Block Requests
 - Modify Pending Request
 - Copy Block Request
 - Attach Documents
- CONXX Code Requests
 - New Code Request
 - Code Modification
 - Code Disconnect
 - Copy Code Request
 - Multiple Code Request
 - Withdraw Pending Requests
 - Intra SP Block Port Requests

New Code Request

PSTN Activation Confirm Resources In Service Submit Forecast Search Forms Reports User Profile	<div style="text-align: center;"> <p>© 2014 Neustar, Inc. Legal Notices</p> <p>Last updated: March 7, 2017</p> </div>
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Pooling Administration System

Sign Out

kimberly listino@cinbell.com (SP)

Time : 03/07/2017 03:55:36 PM EST

Individual Block Requests

New Block Request

New Block Reservation

Assign/Cancel/Extend Reservation

Block Effective Date Change

Block Modification

Block Disconnect

Cancel Block

Disconnected Requests

Saved Block Requests

Modify Pending Request

Copy Block Request

Attach Documents

CON/XX Code Requests

New Code Request

Code Modification

Code Disconnect

Copy Code Request

Multiple Code Request

Withdraw Pending Requests

Intra SP Block Port Requests

Requests

Your request has been successfully submitted.
The Tracking Number for this request is: 937-DAYTON-OH-994840

Attach Documents

Return to Inbox

View Forms

New Code Request

PSTN Activation						
Confirm Resources In Service						
Submit Forecast						
Search Forms						
Reports						
User Profile						
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Commission of Ohio Docketing Information System on

3/31/2017 4:36:07 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