BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of the Commission's Investigation) **Into Telephone Numbering and Numbering Assignment Procedures**

Case No. 10-0884-TP-UNC

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

Teleport Communications America, LLC, a subsidiary of AT&T Inc., ("AT&T"), 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 (also referred to as "Somos") denial of AT&T's request for numbering resources, as more fully described herein.

An Ohio customer, University Hospitals, has requested 300 consecutive numbers in the Avon rate center. A copy of the letter from University Hospitals is attached as Exhibit A. University Hospitals is expanding to multiple locations, adding physicians and staff and constructing new facilities. It requests that the NXX code used to serve its facility **not** end in 0, 1 or 9. AT&T has developed a communication plan for University Hospitals and will assign the 300 numbers within 180 days of the numbers being made available pursuant to this request.

The Avon rate center, in the 440 area code, began number pooling in April 2002 and therefore number acquisition by a Number Pooling carrier such as AT&T is gained through an interface with the Pooling Administrator.¹ On February 22, 2021 AT&T submitted a "Thousand Block Application Form Part 1A" and a "Months-to-Exhaust and Utilization Certification Worksheet – TN Level" ("MTE and Utilization") to the Pooling Administrator using the Pooling

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

Administration System. Copies of these documents are attached as part of Exhibit B. AT&T requested 1 number block in the Avon rate center and subsequently received a denial from the Pooling Administrator dated February 22, 2021, indicating the request would not process via the system without a state waiver ("Response"). A copy of the Response is included as part of Exhibit B. The Pooling Administrator, 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 Response included calculations indicating that the utilization threshold was not met.

Although AT&T has adequate telephone numbers (~350 available numbers scattered in 440-695-6) in this rate center to satisfy incremental requests without receiving additional numbers, the inventory cannot satisfy the customer's specific need for 300 consecutive numbers. Therefore, AT&T needs to obtain the number blocks to satisfy the customer's request. The Industry pool for the Avon rate center does not have any numbers and so a new code needs to be opened. AT&T proposes to take 1 block and the remaining 7 will replenish the pool.

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 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." AT&T submits that University Hospital's request constitutes special circumstances and demonstrates a clear requirement that warrants the Commission's review and reversal of the Pooling Administrator's decision.

For the reasons set forth herein, AT&T respectfully requests that the Commission overturn the Pooling Administrator's denial and direct it to assign the requested numbers in the Avon rate center to AT&T for use by University Hospitals. AT&T further requests the Commission to expedite the request due to the customer's critical need for these numbers.

March 3, 2021

Respectfully submitted,

Teleport Communications America, LLC.

/s/ Mark R. Ortlieb Mark R. Ortlieb (0094118) AT&T 225 West Randolph, Floor 25D Chicago, IL 60606 (312) 727-6705 mo2753@att.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served this 3rd day of March 2021 by U.S. Mail and/or electronic mail on the parties shown below.

/s/ Mark R. Ortlieb Mark R. Ortlieb

Daniel Fullin Public Utilities Commission of Ohio 180 East Broad Street Columbus, OH 43215 Daniel.Fullin@puco.ohio.gov

Jeffrey R. Jones Public Utilities Commission of Ohio 180 East Broad Street Columbus, OH 43215 Jeffrey.Jones@puco.ohio.gov

Marianne Townsend Public Utilities Commission of Ohio 180 East Broad Street Columbus, OH 43215 Marianne.Townsend@puco.ohio.gov

William L. Wright Office of the Ohio Attorney General 30 East Broad Street, 16th Floor Columbus, OH 43215 William.Wright@ohioattorneygeneral.gov

Case No. 10-0884-TP-UNC

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

Exhibit A



Jodi Molner Operations Coordinator

Information Technology

University Hospitals Case Medical Center 11100 Euclid Avenue, UCRCII, MS BIS5095 Cleveland, Ohio 44106 216.844.7865 Phone

March 1, 2021

Mary Brown AT&T Client Account Manager 250 S Clinton St Syracuse, NY 13202

AT&T TNAC,

This letter of Intent represents a request by University Hospitals for 300 consecutive TN's for SIP service. University Hospitals intends to order service in the Avon OH rate center, pending AT&T's successful completion of the required testing. University Hospitals intends to activate these numbers within 180 days from AT&T's receipt of the numbers.

University Hospitals is expanding to multiple locations in the geographic area covered by area code 440, and continues to grow. University Hospitals has acquired, numerous physician practices, multiple affiliated buildings, and is in the midst of new construction to house additional doctors and facilities. In the next 1 to 3 years we expect to affiliate with additional practices in the same geographic area that will also need to be integrated into the enterprise phone system. In order to provide to provide administrative, physician offices, research, administrative, lab space and other system services with phone we require a consecutive block of 300 consecutive TN's.

To meet the needs of our dial plan we need a block of TN's where the prefix does not start with a 0, 1 or 9, i.e., 440-Nx \underline{X} -xxxx, where \underline{X} cannot be 0, 1 or 9). The numbers will be installed as TN's on SIP trunking located at 1977 Healthway Dr., Avon, OH 44011, within 180 days from AT&T's receipt of numbers. We expect that this block will meet our requirements for at least the next three years. We do not anticipate returning any numbers to AT&T.

AT&T is our service provider and we understand that they might escalate this request to the state utility commission.

Sincerely, 2 Mohn

Jódi Molner Operations Coordinator Information Technology

Case No. 10-0884-TP-UNC

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

Exhibit B

Tracking Number:

440-AVON-OH-1384409

Thousands-Block (NPA-NXX-X) Application - Part 1A Revised: October 31, 2019

	<u>Full NXX: Pool</u> <u>Replenishment</u>			
Type of Application:	New New	Change ⁱ	Disconnect	
	Ge	eneral Application Information	ation	
1.1 Contact Informatio				
Block Applicant:				
Company Name:	TELEPORT COMMUN	ICATIONS AMERICA, LLC	<u>- OH</u>	
Headquarters Address:	5001 EXECUTIVE PAR	RKWAY 3W200L		
City:	<u>San Ramon</u>	State:	<u>CA</u>	ZIP: g
Contact Name:	<u>Rowena Brown</u>			
Contact Address:	5001 EXECUTIVE PAR	RKWAY 3W200L		
City:	<u>San Ramon</u>	State:	<u>CA</u>	ZIP:
Phone: <u>925-543-1526</u>		Fax: <u>925-355-926</u>	<u>8</u>	
E-mail: rb2548@att.cc	<u>m</u>			
Pooling Administrator	ii			
Contact Name:	<u>Agnes Rom</u>			
Contact Address:	<u>1800 Sutter St</u>			
City:	<u>Concord</u>	State:	<u>CA</u>	ZIP: g
Phone:	<u>925-420-0129</u>	Fax: 925-420-037	7	

E-mail: arom@somos.com

1.2 General Information:

Check one : No LRN needed <u>x</u> LRN neededⁱⁱⁱ:_____

NPA: 440	LATA: 320	OCN ^{iv} : 7532	Parent Company's OCN <u>7125</u>
Number of Thousands-H	Blocks Requested : 1		
Switch Identification (S	witching Entity/POI ^v): <u>CL</u>	EVOH02RMD	
Rate Center ^{vi} : AVON	<u> </u>		

1.3 Dates:

Date of Application^{vii}: 02/22/2021

Requested Effective Date^{viii}:

03/26/2021

Requested Expedited Treatment? (See Section 8.6) Yes <u>x</u> No

Expedited Explanation: We are serving as our own AOCN, and will waive the entire 7 calendar day interval to update BIRRDS. We are requesting code expedite on this request. We are the Homing Tandem Operating Company for CLEVOH620GT, we agree to input the code into BIRRDS upon receipt of the Part 3.

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.

1.4 Type of Service Provider Requesting the Thousands-Block :

a) Type of Service Provider : <u>CAP OR CLEC</u> (LEC, IXC, CMRS, Other)

b) Primary Type of Service Blocks to be used for : <u>Wireline</u>

c) Thousands-Block(s) (NXX-X) assignment preference (Optional) NPA-NX1-NX8 440-xxx-6

d) Thousands-Block(s) (NXX-X) that are undesirable for this assignment, if any **NPA-NX0,NX9**

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 <u>X</u> 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 a Thousands-Block (NPA-NXX-X) is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Thousands-Block and Central Office Code Administration Guidelines (TBCOCAG) available on the ATIS web site (www.atis.org/inc) or by contacting inc@atis.org as of the date of this application.

Rowena Brown	Senior Network Specialist	<u>02/22/2021</u>
Signature of Block Applicant	Title	Date

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

Section 1.1 Contact information requires that Service Providers (SP) 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 (PA) section also requires the SP to fill in the PA's name, address, phone, fax and e-mail.

Section 1.2 Service Providers (SP) who need a Thousands-Block (NPA-NXX-X) assignment or for a Location Routing Number (LRN) are required to fill in this section. If needed for an LRN, a Part 1 Central Office Code (NPA-NXX) Application needs to also be submitted to the Pooling Administrator (PA). The SP 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 Telcordia Technologies, Inc. dba iconectiv (iconectiv[®]) LERGTM Routing Guide^{xi}. The Operating Company Number (OCN) assigned to the SP and the OCN of its parent company. An OCN is a four-character alphanumeric NECAassigned Company Code or a four-character alphanumeric identifier assigned by the iconectiv Telecom Routing Administration (TRA). In addition, the number of Thousands-Blocks requested should be supplied. The Switch Identification (Switching Entity/POI). Explanations of these terms may be found in the footnotes.

Section 1.3 The date the Service Provider (SP) completes the application should be entered in this section, as well as the Effective Date of the requested Thousands-Block.

Section 1.4 Service Providers (SP) should indicate their type, e.g., local exchange carrier, competitive local exchange carrier, interexchange carrier, CMRS or VoIP. Also indicate the primary type of business in which the Numbering Resource is to be used. SPs may indicate their preference for a particular Thousands-Block, e.g., 321-9XXX, or indicate any Thousands-Blocks that may be undesirable, e.g., 321-6XXX.

Section 1.5 Service Providers (SP) indicate the type of request. Initial requests are for first applications for Thousands-Blocks in a Rate Center, Growth applications are for additional Thousands-Blocks in a Rate Center in which the Applicant already has Numbering Resources, and provide the required evidence as ordered by the FCC.

Section 1.6 Service Providers (SP) shall indicate the updated/current information in regards to contaminated Telephone Numbers (TN) on the Thousands-Block they are returning to the Industry Inventory Pool. Thousands-Blocks with over 10% contamination (101 TNs or more) shall not be returned to the Industry Inventory Pool except when a SP is exiting the market or is exchanging a Thousands-Block that was identified as being over 10% contaminated. If the Thousands-Block being returned is over 10% contaminated, the Pooling Administrator (PA) shall seek a new Thousands-Block Holder. If question c and/or d have a response of No, the request for return shall be denied.

The Thousands-Block applicant certifies veracity of this form by signing their name, and providing their title and date.

Footnotes:

ⁱIdentify the type of change(s) in Section 1.5.

ⁱⁱThe Pool Administrator (PA) is available to assist in completing these forms.

ⁱⁱⁱA Part 1 Central Office (CO)Code (NPA-NXX) Application shall also need to be submitted to the Pooling Administrator (PA).

^{iv}Operating Company Number (OCN) assignments must uniquely identify the applicant. Relative to Central Office (CO) Code (NPA-NXX) assignments, NECA-assigned Company Codes may be used as OCNs. Companies with no prior CO Code or Company Code assignments should contact NECA (800 524-1020) to be assigned a Company

Code(s). Since multiple OCNs and/or Company Codes may be associated with a given company, companies with prior assignments should direct questions regarding appropriate OCN usage to TRA (732-699-6700).

^vThis is an eleven-character descriptor of the Switching Entity/Point Of Interconnection (POI) provided by the owning entity for the purpose of routing calls. This is the 11 character CLLITM Code of the Switching Entity/POI.

^{vi}Rate Center name shall be a tariffed Rate Center.

^{vii}Acknowledgment and indication of disposition of this application shall be provided to applicant within seven calendar days from the date of receipt of this application. An incomplete form may result in delays in processing this request.

^{viii}Please ensure that the Central Office (CO) Code (NPA-NXX) of the LRN to be associated with this Thousands-Block(s) is/will be active in the PSTN prior to the effective date of the Thousands-Block(s).

^{ix}Select if you are the current Thousands-Block Holder.

^xSelect if you are <u>not</u> the current Thousands-Block Holder.

^{xi}iconectiv[®], Telcordia[®], and Common Language[®] are registered trademarks and CLCITM, CLLITM, LERGTM Routing Guide and TPMTM Data Source are trademarks and the Intellectual Property of Telcordia Technologies, Inc. dba as iconectiv.

Thousands-Block Months to Exhaust Certification Worksheet - TN Level¹ - Appendix 2 **Revised: October 31, 2019** (Thousands-Block Number Pooling Growth Block Request)

Tracking Number: 440-AVON-OH-1384409

 Date: Monday, February 22,
 OCN:7532
 Company Name: TELEPORT COMMUNICATIONS AMERICA,

 2021
 OCN:7532
 Company Name: TELEPORT COMMUNICATIONS AMERICA,

Rate Center: AVON

List all Codes NPA(s)-NXX(s) and Blocks NPA(s)-NXX-X(s)²:440-695-6,

Name of Block Applicant: Rowena Brown	Signature: <u>Rowena Brown</u>
---------------------------------------	--------------------------------

Title: Senior Network Specialist

Phone: <u>925-543-1526-</u>

Fax: <u>925-355-9268</u>

E-Mail: rb2548@att.com

- A. Available Numbers³:<u>359</u>
- B. Assigned Numbers: 641
- C. Total Numbering Resources⁴:<u>1000</u>

D. Quantity of numbers activated in the past 90 days (increments of 1,000 or 10,000) and excluded from the Utilization calculation⁵: $\underline{0}$

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 months ⁶	<u>0</u>	<u>0</u>	<u>64</u>	<u>0</u>	<u>0</u>	<u>4</u>						
F. Forecast - Next 12 months ⁷	<u>1010</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>	<u>10</u>
G. Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6) ⁸ : <u>176.667</u>												
H. Months to Exhaust ⁹ = $\frac{\text{Numbers Available for Assignment to}}{\text{Customers (A)}}$ Average Monthly Forecast (G)												
		<u>Bloc</u>	<u>k Requ</u> e 1	<u>ested</u>		<u>Availa</u>	<u>able Nu</u> 359	<u>mbers</u>		<u>Montl</u>	<u>ns To Ez</u> 2.032	<u>chaust</u>
I. Utilization ¹⁰ =	Total		<u>igned N</u> ring Res Numbo	sources	<u>(B)</u> (C)-Exc	luded	X 100	=	<u>64.1</u>			

Explanation:

¹A copy of this worksheet is required to be submitted to the Pooling Administrator (PA) when requesting additional Numbering Resources in a rate center. For auditing purposes, the applicant shall retain a copy of this document.

²List all Numbering Resources allocated to the OCN for the requested Rate Center, including newly acquired Central Office (CO) Codes (NPA-NXX) and Thousands-Blocks (NPA-NXX-X). This information is available from the Total Numbering Resources in PAS and shall automatically populate on this form in PAS. When an exception exists, the

Applicant shall adjust the auto-populated list and shall provide an explanation of the adjustment in the Explanation field.

³The total quantity of numbers available for assignment from the Numbering Resources allocated to the OCN for the requested Rate Center, including newly acquired CO Codes (NPA-NXXs) and Thousands-Blocks (NPA-NXX-Xs). When an exception exists, the Applicant shall adjust the auto-populated number as needed and provide an explanation of the adjustment in the Explanation field (e.g., to increase the number of available resources due to pending applications in the same rate center, or for documentation purposes for safety valve waivers).

⁴The total quantity of Numbering Resources allocated to the OCN for the requested Rate Center, including newly acquired CO Codes (NPA-NXXs) and Thousands-Blocks (NPA-NXX-Xs). This information is available from the Total Numbering Resources Report in PAS and shall automatically populate on this form in PAS. When an exception exists, the Applicant shall adjust the auto-populated number as needed and provide an explanation of the adjustment in the Explanation field (e.g., to increase the total number of resources to include pending applications in the same rate center, or for documentation purposes for safety valve waivers).

⁵Quantity of numbers activated in the past 90 days indicates newly acquired Thousands-Blocks (NPA-NXX-X) and/or Central Office (CO) Codes (NPA-NXX) 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).

⁶Net change in Telephone Numbers (TN) 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.

⁷Forecast of Telephone Numbers (TN) needed in each following month, starting with the most recent month as Month 1.

⁸This field is automatically calculated and populated on this form in PAS.

⁹This field is automatically calculated and populated on this form in PAS. To be assigned an additional Thousands-Block (NPA-NXX-X) for growth, "Months to Exhaust" shall be less than or equal to 6 months. (47 CFR § 52.15 (g) (4) (iii)).

¹⁰This field is automatically calculated and populated on this form in PAS. To be assigned an additional Thousands-Block (NPA-NXX-X) for growth, "Utilization" shall be 75% or more (47 CFR § 52.15 (h)). Newly acquired Numbering Resources may be excluded from the Utilization calculation (47 CFR § 52.15 (g)(4)(ii)).

From:	arom@somos.com
Sent:	Monday, February 22, 2021 12:17 PM
То:	CODE ADMIN ATT CLEC; BROWN, ROWENA R
Cc:	PA_Part3@somos.com
Subject:	, 440-AVON-OH-1384409 DENIED PAS - Part 3A Confirmation

Pooling Administration System

Dated 22 February 2021

Pooling Administrator's Response/Confirmation - Part 3A Revised: October 31, 2019

Tracking Number :	440-AVON-OH- 1384409			
Date of Application:	02/22/2021	Effective Date:		
Date of Receipt:	02/22/2021	Date of Response	02/22/2021	
Service Provider Name:	TELEPORT CO	MMUNICATIONS AMER	RICA, LLC - OH	
(LERG [™] Routing Guide ¹) OCN:	7532			
Parent Company OCN:	7125			
NPAC SOA SPID :				
Pooling Administrator Con	tact Information:			
Agnes Rom		Phone:	925-420-0129	
Signature of Pooling Admin	nistrator			
Agnes Rom		Fax:	925-420-0377	
Name (print)				
Email:		arom@somos.com		
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/POI)²:

Rate Center:

AVON

X 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 3A denial. If you are in disagreement with the disposition of this request, please refer to the Thousands-Block (NPA-NXX-X) & Central Office Code (NPA-NXX) Administration Guidelines for the appeals process.

Request Withdrawn.

Explanation:

Assignment Activity Suspended by Administrator.

Explanation:

Remarks:

¹ iconectiv[®], Telcordia[®], and Common Language[®] are registered trademarks and CLCI[™], CLLI[™], LERG[™] Routing Guide and TPM[™] Data Source are trademarks and the Intellectual Property of Telcordia Technologies, Inc. dba as iconectiv.

² This is an eleven-character descriptor provided by the owning entity for the purpose of routing calls. This shall be the Common Language Location Code (CLLI Code) of the Switching Entity/Point Of Interconnection (POI) shown on the Part 1A.

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

3/3/2021 9:20:16 AM

in

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

Summary: Petition PETITION OF TELEPORT COMMUNICATIONS AMERICA, LLC, FOR REVIEW OF A DECISION OF SOMOS - POOLING ADMINISTRATOR electronically filed by Mr. Mark R Ortlieb on behalf of Teleport Communications America, LLC