



BRUSSELS CINCINNATI CLEVELAND COLUMBUS DAYTON NEW YORK WASHINGTON, D.C.

FILE

October 21, 2003

PUCO

2003 OCT 21 AM 11:21

RECEIVED PUCO

Via Hand Delivery

Ms. Renee J. Jenkins  
Director of Administration  
Secretary of the Public Utilities Commission of Ohio  
180 East Broad Street  
Columbus, Ohio 43215

RE: In the Matter of the Application of Farmers Mutual Telephone Company to Suspend or Modify its Local Number Portability Obligations; PUCO Case No. 03-2140-TP-UNC

Dear Ms. Jenkins:

Enclosed are an original and fifteen (15) copies of the Application of Farmers Mutual Telephone Company, to be filed in connection with the above-referenced matter.

Thank you for your assistance. If you have any questions, please do not hesitate to call.

Very truly yours,

Carolyn S. Flahive

Enclosure

cc: Jay Agranoff, Attorney Examiner  
Lori Sternisha

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.  
Technician J Date Processed 10-21-07

Carolyn.Flahive@ThompsonHine.com Fax 614.469.3361 Phone 614.469.3294

dij 390971.1

THOMPSON HINE LLP  
ATTORNEYS AT LAW

10 West Broad Street  
Columbus, Ohio 43215-3435

www.ThompsonHine.com  
Phone 614.469.3200  
Fax 614.469.3361

BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Farmers Mutual )  
Telephone Company to Suspend or Modify its )  
Local Number Portability Obligations )

Case No. 03-2140 - TP UNC

2003 OCT 21 11:21  
PUCO  
FILED IN CASE NO. 03-2140

APPLICATION OF FARMERS MUTUAL TELEPHONE COMPANY  
TO SUSPEND OR MODIFY ITS LOCAL NUMBER PORTABILITY OBLIGATIONS

Farmers Mutual Telephone Company ("Farmers"), for its Application herein, states as follows:

1. Farmers is a small cooperative telephone company serving approximately 475 access lines. As a result, Farmers is a "Small ILEC" as defined in Ohio Adm.Code 4901:1-6-01(10).
2. Farmers serves fewer than two percent of the nation's subscriber lines installed in the aggregate nationwide. As a result, pursuant to 47 U.S.C. §251(f)(2), Farmers may petition this Commission for a suspension or modification of the application of a requirement or requirements of 47 U.S.C. §251(b).<sup>1</sup>

Bona Fide Request and Related Requirements

3. Farmers received a Bonafide Request Form ("BFR") with a Date of Request of May 23, 2003, requesting deployment of long term Local Number Portability ("LNP"). The BFR lists an LNP Effective Date of November 24, 2003. A copy of the BFR is attached hereto as Exhibit A.

---

<sup>1</sup> See also *In the Matter of Telephone Number Portability*, First Memorandum Opinion and Order on Reconsideration, CC Docket No. 95-116, 12 FCC Rd 7236, 7302 (Rel. March 11, 1997).

4. All local exchange carriers have the duty to provide number portability.<sup>2</sup> Farmers is obligated to provide LNP within six months of receiving a request from another carrier.<sup>3</sup>

5. Pursuant to Section II.A.2.b. of the Commission's Local Service Guidelines established in *In the Matter of the Commission Investigation Relative to the Establishment of Local Exchange Competition and Other Competitive Issues*, Case No. 95-845-TP-COI (Entry on Rehearing, February 20, 1997), any request by a Small ILEC for suspension or modification of any portion or portions of Section 251(b) of the Communications Act of 1934, as amended by the Telecommunications Act of 1996, 47 U.S.C. 151, et seq., must be made by application filed with the Commission.<sup>4</sup> This Application meets the requirements of Section II.A.2.b. of the Local Service Guidelines and preserves the rights of Farmers that are afforded by 47 U.S.C. 251(f)(2).

#### Requested Relief

6. Farmers hereby seeks suspension or modification of the application of the requirements of 47 U.S.C. §251(b)(2). In support of this Application, Farmers states that such suspension or modification will be consistent with the public interest, convenience, and necessity, and is necessary to (a) avoid a significant adverse economic impact on users of telecommunications services generally and (b) avoid imposing a requirement that is unduly economically burdensome.

---

<sup>2</sup> 47 U.S.C. § 251(b).

<sup>3</sup> 47 C.F.R. § 52.23(c). See also *In the Matter of Numbering Resource Optimization; Implementation of the Local Competition Provisions of the Telecommunications Act of 1996; and Telephone Number Portability*, Fourth Report and Order in CC Docket No. 99-200 and CC Docket 95-116, and Fourth Further Notice of Proposed Rulemaking in CC Docket No. 99-200, 2003 FCC LEXIS 3334 at footnote 17.

<sup>4</sup> Similar rights are afforded to Small ILECs under proposed Section 4901:1-6-27 of the Ohio Adm. Code, set forth in Case No. 99-998-TP-COI, *In the Matter of the Commission Ordered Investigation of the Existing Local Exchange Competition Guidelines* and Case No. 99-563-TP-COI, *In the Matter of the Commission Review of the Regulatory Framework for Competitive Telecommunications Services Under Chapter 4927, Revised Code* (Opinion and Order, February 13, 2003).

---

7. Farmers has received an estimate from its switch vendor, Mitel, for the costs of equipping its switch with the appropriate hardware and software necessary to enable the switch to query the LNP database and then route the call based on the returned response from the LNP database. The estimate for the required modifications to Farmers' switch is \$8,568<sup>5</sup> or \$18.04 per access line. A copy of the Mitel estimate is attached hereto as Exhibit B.

8. Additionally, Farmers will incur recurring expenses with each query or "dip" of the LNP database, as well as additional operating expenses directly related to the implementation of LNP, including but not limited to translation support efforts, back office implications concerning billing and plant records, LNP dip and number assignment contracts, and various expenses resulting from the receipt and handling of default routed traffic.

9. FCC regulations specify that number portability is required only if requested by "another telecommunications carrier in areas in which that telecommunications carrier is operating or plans to operate."<sup>6</sup> Sprint PCS does not presently operate in Farmers' rate center. Sprint PCS holds no NPA-NXX in the Okolona Exchange, has no interconnection agreement with Farmers, and has not established a point of presence (e.g. DS0, DS1, DS3, OCn).

10. The additional expense of installing the required LNP hardware and software into Farmers' switch will not benefit Farmers' membership and will, if Farmers chooses to implement a Local Number Portability End User Charge, result in higher monthly rates for Farmers' members.

---

<sup>5</sup> Excludes any modifications that would also be required for thousands-block number pooling.

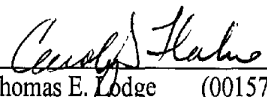
<sup>6</sup> 47 C.F.R. § 52.23(c).

11. The purchase and installation of LNP hardware and software would clearly be economically burdensome to Farmers, would have a significant adverse economic impact on Farmers' members and would not be consistent with the public interest, convenience, and necessity.

WHEREFORE, Farmers Mutual Telephone Company prays that its Application be granted in accordance with the foregoing.

Respectfully submitted,

FARMERS MUTUAL TELEPHONE COMPANY

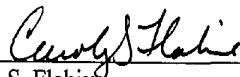
By:   
Thomas E. Lodge (0015741)  
Carolyn S. Flahive (0072404)  
Thompson Hine LLP  
10 West Broad Street, Suite 700  
Columbus, Ohio 43215  
Telephone: (614) 469-3200  
Facsimile: (614) 469-3361

Its Attorneys

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing Application was served by U.S. mail,  
postage pre-paid, this 21<sup>st</sup> day of October 2003, on the following:

Fawn Romig  
Industry Compliance and Operational Network Support  
Numbering Solutions  
Sprint PCS  
6580 Sprint Parkway  
Mailstop: KSOPHW0516-5B360  
Overland Park, KS 66251

  
\_\_\_\_\_  
Carolyn S. Flahive

VERIFICATION

State of Ohio, Henry County, ss:

Henry J. Wachtman, Vice President  
Name of Officer

Henry J. Wachtman, and  
(President) (Vice President)

Eric L. Damman, Secretary  
Name of Officer

Eric L. Damman, of  
(Secretary) (Treasurer)

Farmers Mutual Telephone Company, being first duly sworn hereby verify this application.  
Name of Applicant

Sworn and subscribed before me this 14 day of October, 2003.

DARLENE R. HOPKINS, Notary Public  
State of Ohio  
My Commission Expires 10-5-2005

Darlene R. Hopkins  
Notary Public fka Darlene R. Hopkin

**EXHIBIT A**



Sprint PCS  
6580 Sprint Parkway  
Mailstop: KSOPHW0516-5B360  
Overland Park, KS 66251  
(913) 794-9486  
[fromig01@sprintspectrum.com](mailto:fromig01@sprintspectrum.com)

May 16, 2003

To Whom It May Concern:

Enclosed is the Bonafide Request Form (BFR) as required by the FCC mandate (CC Docket 95-116) to request deployment of long term Local Number Portability. CMRS providers are required to provide LNP by November 24, 2003. This BFR is being sent in anticipation of that date. Please note the effective date requested reflects this requirement.

Please feel free to contact me at the numbers and email address provided above. Alternatively, you may contact Jeff Adrian at phone number (407) 622-4170 or at email address: [jadria01@sprintspectrum.com](mailto:jadria01@sprintspectrum.com) if you need assistance.

Sincerely,

Fawn Romig  
Industry Compliance and Operational Network Support  
Numbering Solutions

Enclosure

## **Bonafide Request Form (BFR)**

**Purpose:** This form is used to request deployment of long-term Local Number Portability as defined in the FCC mandates (CC Docket 95-116). Specifically, this form requests that ALL codes be opened for portability within the Metropolitan Statistical Area and wireline switch CLLI codes designated below. This form may be used for both wireless and wireline requests.

**TO (RECIPIENT):**

**OCN:** 0612  
**Company Name:** FARMERS MUTUAL TELEPHONE CO.  
**Contact Name:** ERIC DAMMAN

**Contact's Address:**

PO BOX 118  
OKOLONA OH 43550  
**Contact's Phone:** 419-758-3322

**FROM (REQUESTOR):**

**Company Name:** Sprint PCS  
**Contact Name:** Fawn Romig  
**Contact's Address:** 6580 Sprint Parkway  
Mailstop: KSOPHW0516-SB360

Overland Park, KS 66210

**Contact's Email:** fromig01@sprintspectrum.com  
**Contact's Fax:** (913) 523-8333  
**Contact's Phone:** (913) 794-9486

**TIMING:**

**Date of Request:** May 23, 2003  
**Receipt Confirmation Due By:** June 9, 2003  
**Effective Date:** November 24, 2003

**Designated Wireline Switch CLLI Codes:**

**1st CLLI:** OKLNOHXA75A  
**2nd CLLI:**  
**3rd CLLI:**  
**4th CLLI:**  
**5th CLLI:**  
**6th CLLI:**

**Designated Metropolitan Statistical Areas (MSAs):**

Note: MSAs refer to the U.S. Census Bureau MSAs. These may differ from the MSAs as separately defined by the wireless or wireline industries.

**MSA\_NAME:**

**Actions Required of the Recipient:**

1. Within 10 days of receipt, provide confirmation to the requestor that this form has been received.
2. For all currently released codes, and those to be released at any future time, within the designated U.S. Census Bureau MSAs and wireline switch CLLI codes (where applicable), open all for porting within the LERG.
3. For all currently released codes, and those to be released at any future time, within the designated U.S. Census Bureau MSAs and wireline switch CLLI codes (where applicable), open all for porting within the NPAC (Number Portability Administration Center).
4. Ensure that all switches handling codes within the designated MSAs are Local Number Portability capable.

Thursday, May 08, 2003

BFR Checklist Form v04 020204.doc

---

**EXHIBIT B**

---



Mitel Networks Corporation  
350 Leggat Drive  
Kanata, Ontario K2K 2W7  
Telephone: (613) 592-2122  
Facsimile: (800) 777-1231 or (613) 592-4784

**Farmers Mutual Telephone Company**  
**N012 County Road 17D**  
**Okolona**  
**Ohio**  
**USA**  
**43550**

Sold To:  
Address:  
City:  
State:  
Country:  
Zip:  
Sold to SAP #:

Ship To:  
Address:  
City:  
State:  
Country:  
Zip:  
Ship To SAP #:

(\*) Complete all blank areas below

Number:  
Date Issued:  
This offer is valid for a period of 90 days from the date of issue.

GX5000 PRODUCT  
QUOTATION  
LNP2003  
27-Jun-03

Mitel Networks Corporation submits this purchase offer subject to the terms and conditions stated on the opposite side of this form and in accordance with the above quotation number.

Item	Part Number	Description	Qty.	Unit List (Non-IPP)	IPP Unit Price	Total
1	MC210AC	GX5000 Main Controller	3	\$ 3,150.00	\$ 2,362.50	\$7087.50
2	50000846	GS5011 North America Software	1	\$ 5,000.00	No charge	\$ .00
3	GSA-C-25	Service Provider Portability (LNP)	1	\$ 5,000.00	No charge	\$ .00
4	Database Engineering	Services for LNP Turn-up and Testing (8 hours)	8	\$ 250.00	\$ 185.00	\$1480.00
				<b>TOTAL \$USD</b>	<b>\$</b>	<b>8567.50</b>

Payment Terms are Net 30 days.  
Product leadtimes are 90 business days from receipt of order.

**Normal Working Hours**  
The hourly rate \$185 USD per hour (IPP only)  
is based on Normal Working Hours,  
8:30AM to 4:30PM Monday - Friday  
Eastern Standard Time.

**Outside of Normal Working Hours**  
The hourly rate outside of normal  
working hours is \$240 USD per hour (IPP only)  
Eastern Standard Time.

Any Engineering services quoted are estimates only and reflect the average number of hours for the specific services being offered.  
All Engineering services are required to be scheduled. If possible, please allow adequate notice so that we have a support specialist available for your service.

If acceptable, sign & return to the address at top of this page  
or FAX to (800)777-1231 or (613)592-4784.

<b>THIS OFFER SUBMITTED BY:</b>		<b>THIS OFFER ACCEPTED BY:</b>	
Signature:	<i>Angela Clifford</i>	Signature:	
Mitel Networks Corporation		Print Name:	
350 Leggat Drive		Company:	
Kanata, Ontario, Canada		Date:	
K2K 2W7			