



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

July 29, 2005

Ms. Beth O'Donnell
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40602-0615

RECEIVED
AUG 1 2005
PUBLIC SERVICE
COMMISSION

RE: In the Matter of Cincinnati Bell Telephone Company LLC's Petition for the Commission to Review a Decision of the Pooling Administrator Relative to a Request for Numbering Resources in the 859 Area Code
Case No. 2005-00311

Dear Ms. O'Donnell:

Enclosed are an original and 10 copies of Cincinnati Bell Telephone Company's Petition for the Commission to Review a Decision of the Pooling Administrator Relative to a Request for Numbering Resources in the 859 Area Code. A duplicate original copy of this letter is enclosed; please date stamp this copy as acknowledgement of its receipt and return it in the enclosed, self-addressed envelope. 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 cursive script that reads "Patricia L. Rupich".
Patricia L. Rupich

Enclosures

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

AUG 1 2005

PUBLIC SERVICE COMMISSION

In the Matter of:

Cincinnati Bell Telephone Company LLC's)
Petition for the Commission to)
Review a Decision of the Pooling)
Administrator Relative to a Request for)
Numbering Resources in the 859 Area)
Code)

Case No. 2005-00311

PETITION OF CINCINNATI BELL TELEPHONE COMPANY LLC FOR REVIEW OF A DECISION OF THE POOLING ADMINISTRATOR

Cincinnati Bell Telephone Company LLC ("CBT") hereby requests that the Commission review and overturn a decision of the number Pooling Administrator ("PA") which denied a CBT request for numbering resources. On July 25, 2005, CBT filed two requests with the PA for several blocks of numbers to meet a specific customer request that it was unable to satisfy with its existing numbering resources. The PA denied CBT's requests on the grounds that CBT has not satisfied the months-to-exhaust ("MTE") criteria established in the Central Office Code Assignment Guidelines. 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.1 For the reasons set forth below, CBT submits that the Commission is justified in overturning the PA's decision and granting CBT's request for these new thousands-blocks.

1 47 CFR 52.15(g)(4)

In its Third Report and Order in the Numbering Resource Optimization proceeding, the Federal Communications Commission (“FCC”) found that “a carrier should be able to get additional numbering resources when there is a verifiable need due to the carrier’s inability to satisfy a specific customer request.”² It also clarified that states may grant requests by carriers in such circumstances, as long as the request is for a customer seeking contiguous blocks of numbers and not vanity numbers.³ Therefore, this Commission has the authority to overturn the PA’s decisions under the appropriate circumstances.

In the immediate case, CBT has a request from the St. Luke Hospitals for 3,500 contiguous numbers in the Boone rate center and 3,500 contiguous numbers in the Covington rate center. St. Luke has exhausted the numbers it had previously been assigned in these rate centers. Moreover, as explained in the attached letter from the customer (see Attachment A), increased demands for its services and planned expansions of its facilities to create a comprehensive treatment center for the community will require additional numbering resources.

St. Luke currently has numbers within the 859-442 and 859-572 NXXs in the Covington rate center and the 859-962 NXX in the Boone rate center. As explained in Attachment A, in order for St. Luke to incorporate the new numbers it is requesting into its existing five-digit dialing plan, the customer has requested specific thousands-blocks from NXX’s that end in 2 (i.e., the third digit of the NXX is 2). The customer has indicated that it plans to transfer all of its current lines from the 859-572 and 859-962

² Numbering Resource Optimization, *Third Report and Order and Second Order on Reconsideration in CC Docket No. 96-98 and CC Docket No. 99-200*, FCC 01-362, (rel. Dec. 28, 2001) (“Third Report and Order”) at ¶ 64.

³ *Id.*

NXXs to the newly assigned codes and return all of its 859-572 and 859-962 numbers to CBT. To the extent that there are any uncontaminated thousands-blocks among these returned numbers, CBT will donate these blocks to the number pool.

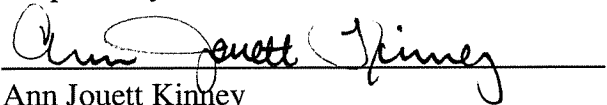
CBT does not have 3,500 consecutive numbers in either the Boone or the Covington rate centers and, therefore, is unable to fulfill this customer's request without additional numbering resources. When CBT submitted requests to the PA for thousands-blocks to meet the customer's needs, the requests were denied because CBT's MTE in each of these rate centers exceeds the 6-month or less MTE criteria established in the Central Office Code Assignment Guidelines. As a result, CBT will be unable to serve this customer without a directive from this Commission for the PA to release the numbering resources required to meet St. Luke's needs.⁴

To assist in the Commission's review of this petition, a copy of CBT's requests to the PA, which includes the MTE and Utilization Certification Worksheet with the Pooling Administration System's responses, are attached (see Attachment B). Although the PA's responses indicate that CBT does not satisfy the MTE criteria for either rate center, CBT notes that its utilization level of 87.286% in the Boone rate center and 81.221% in the Kentucky rate center is well above the 75% required under the FCC's rules for carriers requesting growth numbering resources.

⁴ If, for any reason, the customer would not proceed with its expansion, CBT will return any uncontaminated thousands-blocks to the number administrator.

In sum, CBT has demonstrated a verifiable need for additional numbering resources due to its inability to satisfy a specific customer's needs and there are no other available remedies. For this reason, CBT requests that the Commission overturn the PA's decision and direct the PA to grant CBT's requests for numbering resources to satisfy the needs of its customer.

Respectfully submitted,

A handwritten signature in black ink, reading "Ann Jouett Kinney", is written over a solid horizontal line.

Ann Jouett Kinney
Cincinnati Bell Telephone Company LLC
201 East Fourth Street, Room 102-890
Cincinnati, Ohio 45202
(513) 397-7260

Attorney for Cincinnati Bell Telephone
Company LLC

ATTACHMENT A

St. Luke Hospitals

Health Alliance™

85 N. Grand Avenue
Ft. Thomas, KY 41075
859-572-3100

7380 Turfway Road
Florence, KY 41042
859-962-5200

Vickie Kraemer
Network Consultant
Cincinnati Bell
201 E. 4th Street, 102-1136
Cincinnati, Ohio 45201

July 29, 2005

Dear Ms. Kraemer,

Due to the recent increased demand for services and the initiation of current projects, the St. Luke Hospitals has exhausted its current supply of phone numbers. With future expansion plans in progress, there is a need to acquire additional lines. Therefore, the hospital is requesting the allocation of an additional 7,000 numbers, 3500 for St. Luke West in Florence in the Boone rate center and 3500 for St. Luke East in Fort Thomas in the Kentucky Metro rate center.

In both cases, the NXX should end in a 2 to be consistent with the hospitals' current dialing plan. Furthermore, we need specific blocks of numbers in each NXX. For St. Luke West in Florence we request 3500 consecutive numbers from the following number blocks: 4, 5, 7, and 8. For St. Luke East in Fort Thomas we request the 3500 consecutive numbers from the following number blocks: 0, 1, 2, and 3. Without these specific number blocks, over 3000 existing employee and department telephone numbers at the two hospitals would have to change, causing the Health Alliance to incur significant expense to notify employees at all six Health Alliance locations of the changes and create a new intra-company directory. Moreover, we estimate that it would take over 150 hours of work to change the dialing plan in the PBX system. This work would include making translations changes to create the new dialing plan, deleting and recreating over 3000 extensions that would take about three minutes apiece, and re-labeling all telephones. After the new numbers are activated, we anticipate that we will be returning almost 3000 numbers from the blocks of numbers that we currently have.

The St. Luke Hospitals are members of the Health Alliance of Greater Cincinnati, operate at two main campuses, the West facility in Florence, and the East facility in Ft. Thomas. In addition, the hospitals' operations include several off-site specialized services including a Drug and Alcohol Treatment Center and a Sports Medicine Facility. Along with future expansion plans the phone bank will be shared with the affiliated physician practices of the Alliance Primary Care Physician groups with offices in several Northern Kentucky locations. The St. Luke Hospitals are fully accredited by the Joint Commission on Accreditation of Healthcare Organizations (JCAHO). More than 600 physicians are on staff at The St. Luke Hospitals, representing 55 specialties and subspecialties, translating into comprehensive treatment for the community and patients served.

The St. Luke Hospitals believe that our community deserves the best in medical care and services. By providing this level of service the hospitals have experienced an increase in

inpatient and outpatient volumes for the existing services. Along with increased volumes we have recently added new services including:

- Adolescent Chemical Dependency
- Adolescent OB/Gyn
- Cardiac Risk Reduction
- Center for Breast Health
- Center for Reproductive Health
- Diabetes Center
- Health Screenings
- Hospice Unit
- Joint Replacement Center
- Medical House Call
- Long-term Transitional Care Unit
- Nurse Midwives
- Pediatric Urgent Care
- Physicians for Women
- Sports Health and Wellness
- St. Luke Regional Institute
- Tri-state Surgical Weight Loss Center
- Women's Heart Advantage
- The Wound Treatment Center
- Coumadin Clinic.

Future plans include opening multiple Medical Offices Buildings on both campuses, a building expansion for patients' rooms at the West campus, providing a full cardiovascular service and additional patient services being developed by the hospitals.

Please consider our request for the allocation of an additional block of 7,000 phone numbers for use now and to meet our current and future needs. Should you need any additional information, please contact me at 859.572.3185.

Respectfully,



Katheryn Cook
Vice President Administrative Services

ATTACHMENT B

Pooling Administration System

colleen.brown@cinbell.com (SP)

Sign Out

Request Resources

State	KENTUCKY
NPA	859
Rate Center	BOONE
OCN	9348-CINCINNATI BELL
Type of Application	Application for Individual Blocks
Quantity of Blocks Requested	4

NOTE:

If you are selecting a Rate Center that is moving to a new NPA due to a split, PAS will automatically migrate the request to the new NPA once the mandatory dialing date occurs.

Pooling Administration System

colleen.brown@cinbell.com (SP)

Sign Out

Part 1A

Type of Application : New

1.1 Contact Information :

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

Block Applicant :

Company Name **CINCINNATI BELL**
 Headquarters Address: **201 E 4th Street**
 City: **Cincinnati**
 State: **OH**
 Zip: **45202**

Contact Name **Ms Colleen M Collins**
 Contact Address **209 West 7th Street 121-1075**
 City **Cincinnati**
 Zip **45202**
 Telephone **(513) 665-2861**
 E-mail **colleen.brown@cinbell.com**

State **OH**

Fax

Pooling Administrator :

Contact Name **Ms Genevieve Paulino**
 Contact Address **1800 Sutter St. Ste. 780**
 City **Concord**
 Zip **94520**
 Telephone **(925) 363-7652**
 E-mail **genevieve.paulino@neustar.biz**

State **CA**

Fax **(925) 363-7683**

1.2 General Information

LRN Needed **No**

NPA **859**

LATA *

OCN **9348-CINCINNATI BELL**

Parent Company OCN *

Number of Thousands-Blocks Requested **4**

Switch Identification (Switching Identity/POI) *

City or Wire Center Name

Rate Center **BOONE**

Rate Center Sub Zone

1.3 Dates

Date of Application **Monday, July 25, 2005**

Requested Block Effective Date **25 Aug 2005**

Request Expedited Treatment Yes No

1.4 Type of Service Provider Requesting the Thousands-Block

a) Type of Service Provider * **Incumbent Local Exchange Carrier (ILEC)**

b) Primary type of service Blocks to be used for * **Wireline**

<p>c) Thousands-Block(s) (NPA-NXX-X) assignment preference Click here to see the available blocks in the pool.</p>	<input type="text"/>	<input checked="" type="checkbox"/>	<p>859-212-3 859-212-4 859-212-5 859-212-6</p>
<p>d) Thousands-Block(s) (NPA-NXX-X) that are undesirable for this assignment, if any</p>	<input type="text"/>	<input checked="" type="checkbox"/>	

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) **N/A**

1.5 Type of Request

Initial block for rate center Yes
 Growth block for rate center Yes
 Change block **N/A**
 Disconnect block **N/A**

I hereby certify that the above information requesting an NXX-X block is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Thousands-Block (NXX-X) Pooling Administration Guidelines INC 99-0127-023



Pooling Administration System

colleen.brown@cinbell.com (SP)

Sign Out

Months to Exhaust and Utilization Certification Worksheet - TN Level

Date **Monday, July 25, 2005**

OCN **9348**

Company Name **CINCINNATI BELL**

Rate Center **BOONE**

List all Codes NPA(s)-NXXs and Blocks NPA(s)-NXX-X(s)

859-022, 282, 283, 859-334-2000-9999, 371, 372, 384, 525, 859-534-4000-5999, 586, 859-594-3000-4999, 647, 859-657-6000-6999, 859-689-0000-7999, 859-689-9000-9999, 746, 767, 859-817-2000-8999, 859-962-4000-5999

Name of Block Applicant **Ms Colleen M Collins**

Title **Technical Clerk 3**

Telephone Number **(513) 565-2861**

Fax Number

E-Mail **colleen.brown@cinbell.com**

A. Available Numbers *

B. Assigned Numbers *

C. Total Numbering Resources *

D. Quantity of numbers activated in the past 90 days and excluded from the Utilization calculation

List excluded Code(s) or Block(s)

E. Growth History - Previous 6 months² *

Month 1	<input style="width: 80%;" type="text" value="92"/>	Month 2	<input style="width: 80%;" type="text" value="48"/>
Month 3	<input style="width: 80%;" type="text" value="1196"/>	Month 4	<input style="width: 80%;" type="text" value="252"/>
Month 5	<input style="width: 80%;" type="text" value="-70"/>	Month 6	<input style="width: 80%;" type="text" value="-260"/>

F. Forecast - Next 12 months³ *

Month 1	209	Month 2	212
Month 3	219	Month 4	225
Month 5	228	Month 6	230
Month 7	236	Month 8	240
Month 9	242	Month 10	249
Month 11	250	Month 12	253

G. Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6) **220.500**

H. Months to Exhaust⁴ (Numbers Available for Assignment to customers (A) / Average Monthly Forecast (G))

Block Requested	A. Available Numbers	H. Months to Exhaust
1	16542	75.020
2	17542	79.556
3	18542	84.091
4	19542	88.626

I. Utilization⁵(Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded Numbers (D)) * 100 **87.286**

Explanation

CUSTOMER NEEDS 4,000 CONSECUTIVE NUMBERS WITH THE NXX ENDING IN 2, THIS CUSTOMER IS A HOSPITAL AND WILL NEED FOR THE NUMBERS TO BE NON-CONTAMINATED.

1. A copy of this worksheet is required to be submitted to the Pooling Administrator when requesting additional numbering resources in a rate center. For auditing purposes, the applicant must retain a copy of this document.
2. Net change in TNs 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.
3. Forecast of TNs needed in each following month, starting with the most recent month as Month #1.
4. To be assigned an additional thousands-block (NXX-X) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g)(3)(iii)).
5. Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii))

Pooling Administration System

 colleen.brown@cinbell.com (SP)

[Sign Out](#)

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

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

Select One Option and Submit

- Return to the Months To Exhaust Form
- Discard all the information provided for the request and start with a fresh Part 1A
- State Waiver Option



Pooling Administration System

colleen.brown@cinbell.com (SP)

Sign Out

Request Resources

State	<input type="text" value="KENTUCKY"/>
NPA	<input type="text" value="859"/>
Rate Center	<input type="text" value="COVINGTON"/>
OCN	<input type="text" value="9348-CINCINNATI BELL"/>
Type of Application	<input type="text" value="Application for Individual Blocks"/>
Quantity of Blocks Requested	<input type="text" value="4"/>

NOTE:

If you are selecting a Rate Center that is moving to a new NPA due to a split, PAS will automatically migrate the request to the new NPA once the mandatory dialing date occurs.

Pooling Administration System

 colleen.brown@cinbell.com (SP)

[Sign Out](#)

Part 1A

Type of Application : New

1.1 Contact Information :

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

Block Applicant :

Company Name **CINCINNATI BELL**
Headquarters Address: **201 E 4th Street**
City: **Cincinnati**
State: **OH**
Zip: **45202**

Contact Name **Ms Colleen M Collins**
Contact Address **209 West 7th Street 121-1075**
City **Cincinnati** State **OH**
Zip **45202**
Telephone **(513) 565-2861** Fax
E-mail **colleen.brown@cinbell.com**

Pooling Administrator :

Contact Name **Ms Genevieve Paulino**
Contact Address **1800 Sutter St. Ste. 780**
City **Concord** State **CA**
Zip **94520**
Telephone **(925) 363-7652** Fax **(925) 363-7683**
E-mail **genevieve.paulino@neustar.biz**

1.2 General Information

LRN Needed **No**
NPA **859** LATA *
OCN **9348-CINCINNATI BELL**
Parent Company OCN *
Number of Thousands-Blocks Requested **4**
Switch Identification (Switching Identity/POI) * City or Wire Center Name
Rate Center **COVINGTON** Rate Center Sub Zone

1.3 Dates

Date of Application **Monday, July 25, 2005**

Requested Block Effective Date **25 Aug 2005**

Request Expedited Treatment Yes No

1.4 Type of Service Provider Requesting the Thousands-Block

a) Type of Service Provider * **Incumbent Local Exchange Carrier (ILEC)**

b) Primary type of service Blocks to be used for * **Wireline**

<p>c) Thousands-Block(s) (NPA-NXX-X) assignment preference Click here to see the available blocks in the pool.</p>	<input type="text"/>	<input type="checkbox"/>	<p>859-982-3 859-982-4 859-982-5 859-982-6</p>
<p>d) Thousands-Block(s) (NPA-NXX-X) that are undesirable for this assignment, if any</p>	<input type="text"/>	<input type="checkbox"/>	<input type="text"/>

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) **N/A**

1.5 Type of Request

Initial block for rate center Yes
Growth block for rate center Yes
Change block **N/A**
Disconnect block **N/A**

I hereby certify that the above information requesting an NXX-X block is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Thousands-Block (NXX-X) Pooling Administration Guidelines INC 99-0127-023



Pooling Administration System

colleen.brown@cinbell.com (SP)

Sign Out

Months to Exhaust and Utilization Certification Worksheet - TN Level

Date **Monday, July 25, 2005**

OCN **9348**

Company Name **CINCINNATI BELL**

Rate Center **COVINGTON**

List all Codes NPA(s)-NXXs and Blocks NPA(s)-
NXX-X(s)

859-261,291,292,301,331,341,342,344,386,392,426,431,442,491,572,578,581,628,655,
859-699-1000-5999, 859-699-7000-8999,727,781,859-815-1000-7999,859-905-1000-6999

Name of Block Applicant **Ms Colleen M Collins**

Title **Technical Clerk 3**

Telephone Number **(513) 565-2861**

Fax Number

E-Mail **colleen.brown@cinbell.com**

A. Available Numbers *

B. Assigned Numbers *

C. Total Numbering Resources *

D. Quantity of numbers activated in the past 90 days and excluded from the Utilization calculation *

List excluded Code(s) or Block(s)

E. Growth History - Previous 6 months² *

Month 1	<input style="width: 80%;" type="text" value="785"/>	Month 2	<input style="width: 80%;" type="text" value="9362"/>
Month 3	<input style="width: 80%;" type="text" value="-398"/>	Month 4	<input style="width: 80%;" type="text" value="-157"/>
Month 5	<input style="width: 80%;" type="text" value="-1539"/>	Month 6	<input style="width: 80%;" type="text" value="-503"/>

F. Forecast - Next 12 months^{3*}

Month 1	1258	Month 2	1260
Month 3	1265	Month 4	1270
Month 5	1273	Month 6	1278
Month 7	1284	Month 8	1288
Month 9	1290	Month 10	1293
Month 11	1297	Month 12	1299

G. Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6) **1267.333**

H. Months to Exhaust⁴ (Numbers Available for Assignment to customers (A) / Average Monthly Forecast (G))

Block Requested	A. Available Numbers	H. Months to Exhaust
1	42813	33.782
2	43813	34.571
3	44813	35.360
4	45813	36.149

I. Utilization⁵(Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded Numbers (D)) * 100 **81.221**

Explanation

CUSTOMER NEEDS 4,000 CONSECUTIVE NUMBERS WITH THE NXX ENDING IN 2, THIS CUSTOMER IS A HOSPITAL AND WILL NEED FOR THE NUMBERS TO BE NON-CONTAMINATED.

1. A copy of this worksheet is required to be submitted to the Pooling Administrator when requesting additional numbering resources in a rate center. For auditing purposes, the applicant must retain a copy of this document.
2. Net change in TNs 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.
3. Forecast of TNs needed in each following month, starting with the most recent month as Month #1.
4. To be assigned an additional thousands-block (NXX-X) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g)(3)(iii)).
5. Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g) (3)(ii))

Printed: 7/25/2005 15:24:00

Pooling Administration System

 colleen.brown@cinbell.com (SP)

[Sign Out](#)

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

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

Select One Option and Submit

- Return to the Months To Exhaust Form
- Discard all the information provided for the request and start with a fresh Part 1A
- State Waiver Option