

TO BE RESCINDED

4901:1-6-11 **Withdrawal of tier one tariffed services.**

A LEC shall not discontinue a specific tier one service or services without filing an application to withdraw such service or services (ATW).

- (A) ATW applications shall be filed at least sixty days prior to the effective date that the LEC will cease providing a specific tier one service. The application shall include copies of any notices provided pursuant to paragraphs (B) to (D) of this rule as well as the list pursuant to paragraph (H) of this rule, where applicable.
- (B) At least sixty days prior to discontinuing a specific tier one service, a LEC shall provide written notice to each ILEC in whose certified territory the LEC operates of its intent to cease providing service.
- (C) At least sixty days prior to discontinuing a specific tier one service, a LEC shall provide written notice to its customers of its intent to discontinue a specific service. At a minimum, the notice should provide the proposed effective date of the service withdrawal, instructions to the customers on how they may obtain replacement service(s), and identify the commission's toll free and TTY-TDD telephone numbers.
- (D) The LEC shall also provide notice of its tier one service withdrawal on each billing statement rendered to customers beginning at least sixty days prior to the effective date of the discontinuance and continue to provide such notice on all subsequent billing statements until the tier one service is withdrawn.
- (E) A LEC withdrawing a specific tier one service shall return all deposits associated with the tier one service, including applicable interest, to its customers no later than sixty days after filing its ATW application.
- (F) If the commission does not act upon the ATW application within sixty days of the filing date, the application will be approved in accordance with the sixty-day automatic approval process described in rule 4901:1-6-05 of the Administrative Code. An ILEC ATW application is not subject to an automatic approval process under these rules.
- (G) No LEC may discontinue services provided to any customer until the ATW application has been approved by the commission.
- (H) Where applicable, the LEC shall provide a list of their assigned (NPA) NXX's or thousands blocks including any proposed dates or timelines, due to its ATW proceeding, wherein the LECs (NPA) NXX's would be reassigned to another carrier

and/or returned to the North American numbering plan administrator or pooling administrator.

Effective:

R.C. 119.032 review dates: 06/18/2007

Certification

Date

Promulgated Under: 111.15
Statutory Authority: 4901.13
Rule Amplifies: 4901.13, 4927.03
Prior Effective Dates: 4/8/03