



0000012282

OPEN MEETING ITEM

ORIGINAL RECEIVED

u-73

Arizona Corporation Commission
MEMORANDUM DOCKETED

TO: THE COMMISSION

MAR 14 2001

2001 MAR 14 A 8:33

FROM: Utilities Division

DOCKETED BY

AZ CORP COMMISSION DOCUMENT CONTROL

DATE: March 13, 2001

RE: IN THE MATTER OF THE APPLICATION OF QWEST CORPORATION F/K/A/ U S WEST COMMUNICATIONS, INC., FOR APPROVAL OF THE FOURTH AMENDMENT TO THE INTERCONNECTION AGREEMENT WITH SBC TELECOM, INC. (DOCKET NOS. T-01051B-01-0133 AND T-03811A-01-0133)

On February 15, 2001, Qwest Corporation ("Qwest"), f/k/a U S WEST Communications, Inc., filed an application for approval of the Fourth Amendment to the Interconnection Agreement between Qwest and SBC Telecom, Inc. ("SBC"). The original Interconnection Agreement was approved by the Commission on July 25, 2000, in Decision No. 62752.

The Telecommunications Act of 1996 ("1996 Act") directed incumbent local exchange carriers to make their networks available for interconnection and resale by new entrants to the local exchange market. The 1996 Act provides for interconnection and resale agreements to be concluded by voluntary negotiation. This Fourth Amendment to the Interconnection Agreement between Qwest and SBC was voluntarily negotiated, without resort to arbitration.

Under the terms of this Fourth Amendment, terms, conditions and rates are added for Rearrangement of Unbundled Dedicated Interoffice Transport and Extended Dedicated Interoffice Transport.

According to the 1996 Act, the Commission must approve voluntarily negotiated interconnection and resale agreements, if their provisions are non-discriminatory and in the public interest. Staff has reviewed the Fourth Amendment and finds it to be non-discriminatory and in the public interest. Qwest is offering the same terms and conditions of the Agreement to all other interested parties. The Agreement is in the public interest because it will act to further competition in the local exchange market in Arizona.

Since there are no grounds for rejection of the Fourth Amendment pursuant to Section 252(e)(2)(A), of the 1996 Act, Staff has recommended that the Commission approve the Fourth Amendment to the Interconnection Agreement between Qwest and SBC.

Deborah R. Scott
Director
Utilities Division

DRS:EAA:jbc/MAS

ORIGINATOR: Erinn Andreasen

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 WILLIAM A. MUNDELL
Chairman
3 JIM IRVIN
Commissioner
4 MARC SPITZER
Commissioner
5

6 IN THE MATTER OF THE APPLICATION)
OF QWEST CORPORATION F/K/A U S WEST)
7 COMMUNICATIONS, INC., FOR APPROVAL)
OF THE FOURTH AMENDMENT TO THE)
8 INTERCONNECTION AGREEMENT WITH)
SBC TELECOM, INC.)

DOCKET NOS. T-01051B-01-0133
T-03811A-01-0133

DECISION NO. _____

ORDER

9
10 Open Meeting
March 27 and 28, 2001
11 Phoenix, Arizona

12 BY THE COMMISSION:

13 FINDINGS OF FACT

14 1. On February 15, 2001, Qwest Corporation ("Qwest"), f/k/a U S WEST
15 Communications, Inc., filed an application for approval of the Fourth Amendment to the
16 Interconnection Agreement between Qwest and SBC Telecom, Inc. ("SBC"). The original
17 Interconnection Agreement was approved by the Commission on July 25, 2000, in Decision No.
18 62752.

19 2. The Telecommunications Act of 1996 ("1996 Act"), directed incumbent local
20 exchange carriers to make their networks available for interconnection and resale by new entrants
21 to the local exchange market. The 1996 Act provides for interconnection and resale agreements to
22 be concluded by voluntary negotiation.

23 3. This Fourth Amendment to the Interconnection Agreement between Qwest and
24 SBC was voluntarily negotiated, without resort to arbitration.

25 4. Under the terms of this Fourth Amendment, terms, conditions and rates are added
26 for Rearrangement of Unbundled Dedicated Interoffice Transport and Extended Dedicated
27 Interoffice Transport.

28 ...

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

IT IS THEREFORE ORDERED that the Commission hereby approves the Fourth Amendment to the Interconnection Agreement between Qwest and SBC filed on February 15, 2001.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION

CHAIRMAN

COMMISSIONER

COMMISSIONER

IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive Secretary of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this ____ day of _____, 2001.

BRIAN C. McNEIL
Executive Secretary

DISSENT: _____

DRS:EAA:jbc/MAS

1 SERVICE LIST FOR: Qwest Corporation and SBC Telecom, Inc.

2 DOCKET NOS. T-01051B-01-0133 and T-03811A-01-0133

3 Ms. Debrah Baker-Oliver
4 Executive Director, Interconnection
5 SSC Telecom, Inc.
6 308 South Akard, Suite 1502
7 Dallas, Texas 75202

8 Ms. Theresa Dwyer
9 Fennemore Craig
10 3003 North Central Avenue, Suite 2600
11 Phoenix, Arizona 85012

12 Mr. Timothy Berg
13 Fennemore Craig
14 3003 North Central Avenue, Suite 2600
15 Phoenix, Arizona 85012

16 Mr. Christopher C. Kempsey
17 Chief Counsel
18 Arizona Corporation Commission
19 1200 West Washington
20 Phoenix, Arizona 85007

21 Ms. Deborah Scott
22 Director, Utilities Division
23 Arizona Corporation Commission
24 1200 West Washington
25 Phoenix, Arizona 85007

26
27
28