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OPEN MEETING ITEM

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MEMORANDUM

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TO: THE COMMISSION

Arizona Corporation Commission

DOCKETED

2001 MAR 14 A 8 29

FROM: Utilities Division

MAR 14 2001

AZ CORP COMMISSION
DOCUMENT CONTROL

DATE: March 13, 2001

DOCKETED BY *Muc*

RE: IN THE MATTER OF THE APPLICATION OF QWEST CORPORATION F/K/A/ U S WEST COMMUNICATIONS, INC., FOR APPROVAL OF THE FIRST AMENDMENT TO THE INTERCONNECTION AGREEMENT WITH ELECTRIC LIGHTWAVE, INC. (DOCKET NOS. T-01051B-01-0041 AND T-03054A-01-0041)

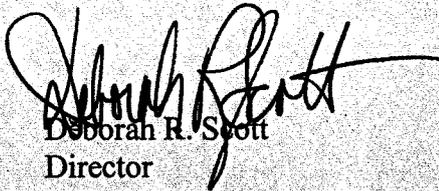
On January 11, 2001, Qwest Corporation ("Qwest"), f/k/a U S WEST Communications, Inc., filed an application for approval of the First Amendment to the Interconnection Agreement between Qwest and Electric Lightwave, Inc. ("ELI"). The original Interconnection Agreement was approved by the Commission on September 18, 2000, in Decision No. 62902.

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 First Amendment to the Interconnection Agreement between Qwest and ELI was voluntarily negotiated, without resort to arbitration.

Under the terms of this First Amendment, terms, conditions and rates for Portability Managed Cuts are added as set forth in this amendment.

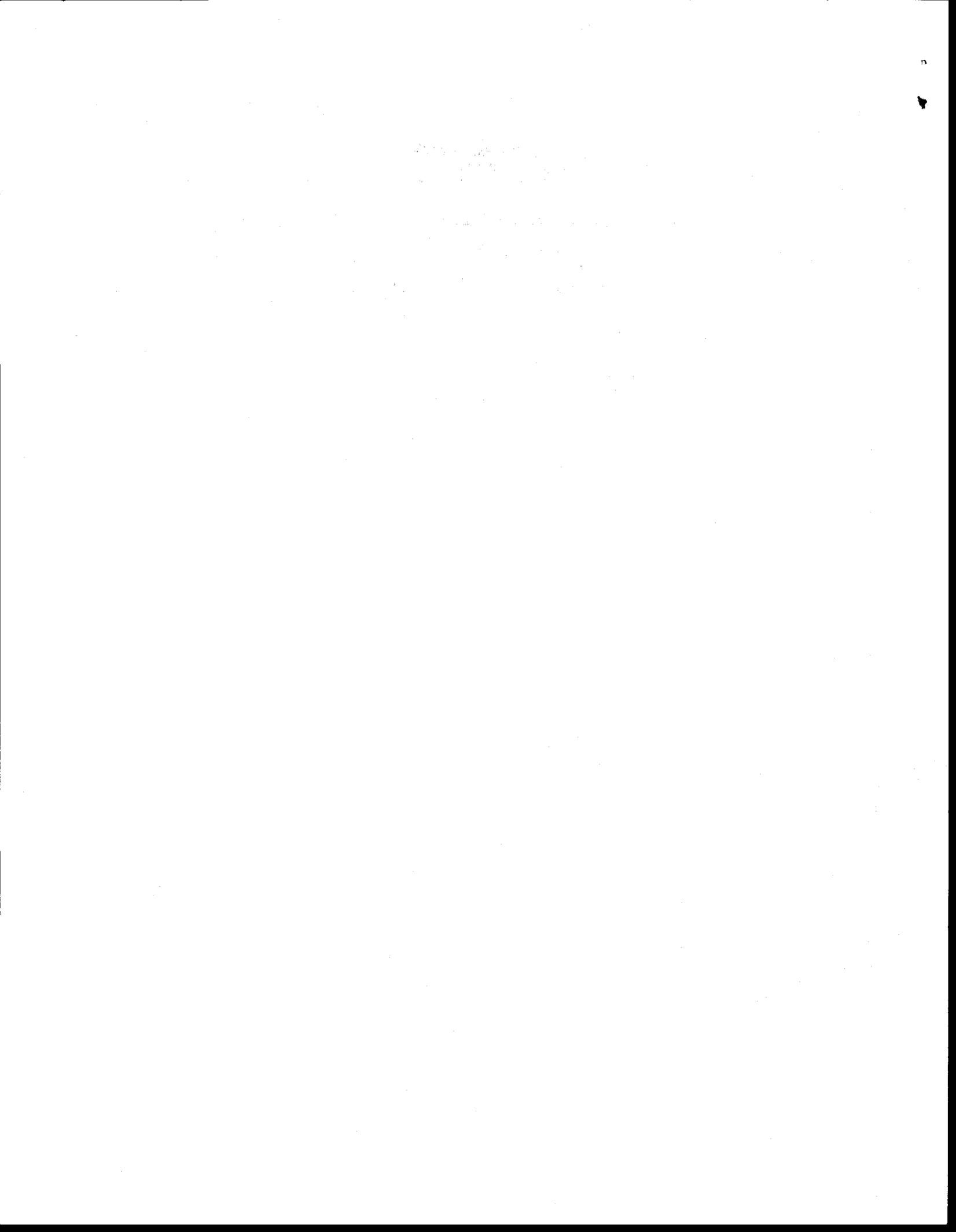
According to the 1996 Act, the Commission must approve voluntarily negotiated interconnection and resale agreements, if their provisions are non-discriminatory and in the public interest. Staff has reviewed the First Amendment and finds it to be non-discriminatory and in the public interest. Qwest is 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 First Amendment pursuant to Section 252(e)(2)(A), of the 1996 Act, Staff has recommended that the Commission approve the First Amendment to the Interconnection Agreement between Qwest and ELI.


Deborah R. Scott
Director
Utilities Division

DRS:EAA:jbc/MAS

ORIGINATOR: Erinn Andreasen



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BEFORE THE ARIZONA CORPORATION COMMISSION

WILLIAM A. MUNDELL
Chairman
JIM IRVIN
Commissioner
MARC SPITZER
Commissioner

IN THE MATTER OF THE APPLICATION) DOCKET NOS. T-01051B-01-0041
OF QWEST CORPORATION F/K/A U S WEST) T-03054A-01-0041
COMMUNICATIONS, INC., FOR APPROVAL)
OF THE FIRST AMENDMENT TO THE) DECISION NO. _____
INTERCONNECTION AGREEMENT WITH)
ELECTRIC LIGHTWAVE, INC.) ORDER

Open Meeting
March 27 and 28, 2001
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On January 11, 2001, Qwest Corporation ("Qwest"), f/k/a U S WEST Communications, Inc., filed an application for approval of the First Amendment to the Interconnection Agreement between Qwest and Electric Lightwave, Inc. ("ELI"). The original Interconnection Agreement was approved by the Commission on September 18, 2000, in Decision No. 62902.

2. 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.

3. This First Amendment to the Interconnection Agreement between Qwest and ELI was voluntarily negotiated, without resort to arbitration.

4. Under the terms of this First Amendment, terms, conditions and rates for Portability Managed Cuts are added as set forth in this amendment.

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ORDER

IT IS THEREFORE ORDERED that the Commission hereby approves the First Amendment to the Interconnection Agreement between Qwest and ELI filed on January 11, 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 Electric Lightwave, Inc.

2 DOCKET NOS. T-01051B-01-0041 and T-03054A-01-0041

3 Ms. Mary Tee
4 Government and Industry Affairs
5 Electric Lightwave, Inc.
6 4400 N.E. 77th Avenue
7 Vancouver, WA 98662

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. Kempley
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

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