

ORIGINAL OPEN MEETING ITEM
MEMORANDUM



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AZ CORP COMMISSION
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TO: THE COMMISSION

FROM: Utilities Division

DATE: April 16, 2001

RE: IN THE MATTER OF THE APPLICATION OF QWEST CORPORATION F/K/A/
U S WEST COMMUNICATIONS, INC., FOR APPROVAL OF LOCAL NUMBER
PORTABILITY MANAGED CUTS AMENDMENT TO THE INTERCONNECTION
AGREEMENT WITH MFS INTELENET, INC. F/K/A MFS COMMUNICATIONS
COMPANY, INC. (DOCKET NOS. T-01051B-01-0179 AND T-012752A-01-0179)

On March 5, 2001, Qwest Corporation ("Qwest") f/k/a U S WEST Communications, Inc., filed an application for approval of a Local Number Portability and Managed Cuts Amendment to the Interconnection Agreement between Qwest and MFS Intelenet, Inc., f/k/a MFS Communications Company, Inc. ("MFS"). The original Interconnection Agreement was approved by the Commission on December 18, 1996, in Decision No. 59936.

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

Under the terms of this Amendment, Qwest will provide Number Portability and coordinated Managed Cuts, which allow a service to be switched between carriers simultaneously with little disruption.

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 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.

Arizona Corporation Commission

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THE COMMISSION

April 16, 2001

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



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)
OF QWEST CORPORATION F/K/A U S WEST)
COMMUNICATIONS, INC., FOR APPROVAL)
OF A LOCAL NUMBER PORTABILITY)
MANAGED CUTS AMENDMENT TO THE)
INTERCONNECTION AGREEMENT WITH)
MFS INTELENET, INC. F/K/A MFS)
COMMUNICATIONS COMPANY, INC.)

DOCKET NOS. T-01051B-01-0179
T-02752A-01-0179

DECISION NO. _____

ORDER

Open Meeting
May 1 and 2, 2001
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On March 5, 2001, Qwest Corporation ("Qwest"), f/k/a U S WEST Communications, Inc., filed an application for approval of a Local Number Portability and Managed Cuts Amendment to the Interconnection Agreement between Qwest and MFS Intelenet, Inc., f/k/a MFS Communications Company, Inc. ("MFS"). The original Interconnection Agreement was approved by the Commission on December 18, 1996, in Decision No. 59936.

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

4. Under the terms of this Amendment, Qwest will provide Number Portability and coordinated Managed Cuts, which allow a service to be switched between carriers simultaneously with little disruption.

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ORDER

IT IS THEREFORE ORDERED that the Commission hereby approves the Amendment to the Interconnection Agreement between Qwest and MFS filed on March 5, 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 MFS INTELENET, INC.
2 DOCKET NOS. T-01051B-01-00179 AND T-02752A-01-0179

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