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BEFORE THE ARIZONA CORPORATION COMMISSION

DOCKETED

MAY 04 2001

WILLIAM A. MUNDELL
Chairman
JIM IRVIN
Commissioner
MARC SPITZER
Commissioner

DOCKETED BY 

IN THE MATTER OF THE APPLICATION) DOCKET NOS. T-01846B-01-0194
OF VERIZON, INC. F/K/A GTE CALIFORNIA,) T-03768A-01-0194
INC -ARIZONA, FOR APPROVAL OF A)
INTERCONNECTION, RESALE AND) DECISION NO. 63655
UNBUNDLING AGREEMENT WITH)
REFLEX COMUNICATIONS, INC.) ORDER

Open Meeting
May 1 and 2, 2001
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On March 5, 2001, Verizon California Inc. ("Verizon") f/k/a GTE California Inc.- Arizona, filed an application for approval of an Interconnection, Resale and Unbundling Agreement between Verizon, and Reflex Communications Inc. ("Reflex"). The term of the Agreement shall be effective upon Commission approval and remain in effect until January 15, 2003. Upon expiration, the Agreement shall remain in force and effect until terminated by either party on ninety (90) days written notice. The Agreement governs the terms and conditions under which Verizon will offer interconnection to Reflex.

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 Agreement between Verizon and Reflex was voluntarily negotiated, without resort to arbitration.

4. Under the terms of the Agreement, Verizon will provide specified local exchange services for Interconnection, Resale, Collocation and Unbundled Network Elements to Reflex.

1 Generally, Verizon services will be made available to Reflex for resale at a 10.9 percent discount
2 for resale services.

3 5. According to the 1996 Act and Commission Rule, the Commission must approve
4 voluntarily negotiated interconnection and resale agreements, if their provisions are non-
5 discriminatory and in the public interest.

6 6. Staff has reviewed the Agreement and finds it to be non-discriminatory and in the
7 public interest. Verizon is offering the same terms and conditions of the Agreement to all other
8 interested parties. The Agreement is in the public interest because it will act to further competition
9 in the local exchange market in Arizona.

10 7. Since there are no grounds for rejection of the Agreement pursuant to Section
11 252(e)(2)(A), of the 1996 Act, Staff has recommended that the Commission approve the
12 Interconnection Agreement between Verizon and Reflex.

13 CONCLUSIONS OF LAW

14 1. Verizon is an Arizona public service corporation within the meaning of Article XV,
15 Section 2, of the Arizona Constitution.

16 2. The Commission has jurisdiction over Reflex and over the subject matter of the
17 Application.

18 3. The Commission, having reviewed the Application and Staff's Memorandum has
19 determined that the Interconnection Agreement negotiated between Verizon and Reflex meets the
20 requirements of Section 252(e)(2)(A) of the 1996 Act, which governs the approval of voluntarily-
21 negotiated agreements and is in the public interest.

22 4. The Commission maintains jurisdiction over the subject matter of the Agreement
23 and Amendments thereof, to the extent permitted pursuant to the powers granted the Commission
24 by the Arizona Constitution, Statutes, Commission Rule, and the 1996 Act and the Rules
25 promulgated thereunder.

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ORDER

IT IS THEREFORE ORDERED that the Commission hereby approves the Interconnection Agreement between Verizon and Reflex 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 4th day of May, 2001.

BRIAN C. McNEIL
Executive Secretary

DISSENT: _____

DRS:EAA:jbc/MAS

1 SERVICE LIST FOR: VERIZON CALIFORNIA, INC. AND REFLEX COMMUNICATIONS,
2 INC.

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