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OPEN MEETING ITEM

ORIGINAL

MEMORANDUM

RECEIVED

2001 AUG 15 A 9:08

TO: THE COMMISSION

FROM: Utilities Division

AZ CORP COMMISSION
DOCUMENT CONTROL

DATE: August 14, 2001

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 AGREEMENT FOR INTERCONNECTION AND TRAFFIC INTERCHANGE WITH DOBSON CELLULAR SYSTEMS, INC. D/B/A AIRTOUCH CELLULAR (DOCKET NO. T-01051B-01-0598)

On July 26, 2001, Qwest Corporation ("Qwest") f/k/a U S WEST Communications, Inc., filed an Application for approval of an Amendment to the Interconnection Agreement between Qwest and Dobson Cellular Systems, Inc. d/b/a Airtouch Cellular ("Dobson"). The original Interconnection Agreement was approved by the Commission on August 29, 1997, in Decision No. 60354.

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 Dobson was voluntarily negotiated, without resort to arbitration.

Under the terms of this Amendment, terms of the Agreement are extended, and terms and conditions are added for Interchange of Traffic, Direct Billing Requirements and Single Point of Presence.

According to the 1996 Act and State Rule, 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

DOCKETED

AUG 15 2001

DOCKETED BY	
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Docket No. T-01051B-01-0598

August 14, 2001

Page 2

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

Barbara W. Jaske
for

Steven M. Olea
Acting Director
Utilities Division

SMO:EAA:nms/MCC

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 FIRST AMENDMENT TO THE)
8 AGREEMENT FOR INTERCONNECTION)
AND TRAFFIC INTERCHANGE WITH)
9 DOBSON CELLULAR SYSTEMS, INC. D/B/A)
AIRTOUCH CELLULAR)

DOCKET NO. T-01051B-01-0598

DECISION NO. _____

ORDER

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11 Open Meeting
August 28 and 29, 2001
12 Phoenix, Arizona

13 BY THE COMMISSION:

14 FINDINGS OF FACT

15 1. On July 26, 2001, Qwest Corporation ("Qwest") f/k/a U S WEST Communications,
16 Inc., filed an Application for approval of an Amendment to the Interconnection between Qwest
17 and Dobson Cellular Systems, Inc. d/b/a Airtouch Cellular ("Dobson"). The original
18 Interconnection Agreement was approved by the Commission on August 29, 1997, in Decision
19 No. 60354.

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

24 3. This Amendment to the Interconnection Agreement between Qwest and Dobson
25 was voluntarily negotiated, without resort to arbitration.

26 4. Under the terms of this Amendment, terms of the Agreement are extended, and
27 terms and conditions are added for Interchange of Traffic, Direct Billing Requirements and Single
28 Point of Presence.

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ORDER

IT IS THEREFORE ORDERED that the Commission hereby approves the Amendment to the Interconnection Agreement between Qwest and Dobson filed on July 26, 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: _____

SMO:EAA:nsm/MCC

1 SERVICE LIST FOR: Qwest Corporation and Dobson Cellular Systems, Inc. d/b/a Airtouch
2 Cellular

3 DOCKET NO. T-01051B-01-0598

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5 Mr. David M. Wilson
Wilson & Bloomfield LLP
6 1901 Harrison Street, Suite 1630
Oakland, California 94612

7

8 Mr. Richard Marshall
Wilson & Bloomfield LLP
9 1901 Harrison Street, Suite 1630
Oakland, California 94612

10

11 Ms. Theresa Dwyer
Fennemore Craig
12 3003 North Central Avenue, Suite 2600
Phoenix, Arizona 85012

13

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

16

17 Mr. Christopher C. Kempley
Chief Counsel
Arizona Corporation Commission
18 1200 West Washington
Phoenix, Arizona 85007

19

20 Mr. Steven M. Olea
Acting Director, Utilities Division
21 Arizona Corporation Commission
1200 West Washington
22 Phoenix, Arizona 85007

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25

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