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OPEN MEETING

MEMORANDUM

ORIGINAL

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TO: THE COMMISSION

2001 NOV 15 P 3:23

FROM: Utilities Division

AZ CORP COMMISSION
DOCUMENT CONTROL

DATE: November 15, 2001

RE: IN THE MATTER OF THE APPLICATION OF QWEST CORPORATION FOR APPROVAL OF AN RECIPROCAL COMPENSATION AMENDMENT TO THE INTERCONNECTION AGREEMENT WITH BROOKS FIBER COMMUNICATIONS OF TUCSON, INC. (DOCKET NOS. T-01051B-01-0748 AND T-03009A-01-0748)

On September 21, 2001, Qwest Corporation ("Qwest") filed an Application for approval of an Amendment to the Interconnection Agreement between Qwest and Brooks Fiber Communications of Tucson, Inc. ("Brooks"). The original Interconnection Agreement was approved by the Commission on February 6, 1997, in Decision No. 60050.

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 Brooks was voluntarily negotiated, without resort to arbitration.

Under the terms of this Amendment, terms and conditions for Reciprocal Compensation are added.

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

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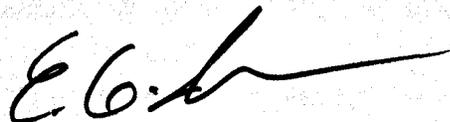
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THE COMMISSION

November 15, 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 Brooks.

A handwritten signature in black ink, appearing to read "E.G. Johnson", with a long horizontal flourish extending to the right.

Ernest G. Johnson

Director

Utilities Division

EGJ:EAA:rdp/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-01-0748
OF QWEST CORPORATION FOR APPROVAL) T-03009A-01-0748
OF AN RECIPROCAL COMPENSATION)
AMENDMENT TO THE INTERCONNECTION) DECISION NO. _____
AGREEMENT WITH BROOKS FIBER COMM-)
UNICATIONS OF TUCSON, INC.) ORDER

Open Meeting
November 27 and 28, 2001
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On September 21, 2001, Qwest Corporation ("Qwest") filed an Application for approval of an Amendment to the Interconnection between Qwest and Brooks Fiber Communications of Tucson, Inc. ("Brooks"). The original Interconnection Agreement was approved by the Commission on February 6, 1997, in Decision No. 60050.

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 Brooks was voluntarily negotiated, without resort to arbitration.

4. Under the terms of this Amendment, terms and conditions for Reciprocal Compensation are added.

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

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ORDER

IT IS THEREFORE ORDERED that the Commission hereby approves the Reciprocal Compensation Amendment to the Interconnection Agreement between Qwest and Brooks filed on September 21, 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: _____

EGJ:EAA:rdp/MAS

1 SERVICE LIST FOR: Qwest Corporation and Brooks Fiber Communications of Tucson, Inc.

2 DOCKET NO. T-01051B-01-0748 and T-03009A-01-0748

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