

## DECISION MEMORANDUM

**TO: COMMISSIONER KEMPTON  
COMMISSIONER SMITH  
COMMISSIONER REDFORD  
COMMISSION SECRETARY  
LEGAL  
WORKING FILE**

**FROM: GRACE SEAMAN**

**DATE: AUGUST 21, 2009**

**RE: TDS'S APPLICATION FOR APPROVAL OF A NEGOTIATED  
WIRELESS TRAFFIC EXCHANGE AGREEMENT;  
CASE NO. POT-T-09-01.**

### BACKGROUND

Under the provisions of the federal Telecommunications Act of 1996, interconnection agreements must be submitted to the Commission for approval. 47 U.S.C. § 252(e)(1). The Commission may reject an agreement adopted by negotiations only if it finds that the agreement: (1) discriminates against a telecommunications carrier not a party to the agreement; or (2) implementation of the agreement is not consistent with the public interest, convenience and necessity. 47 U.S.C. § 252(e)(2)(A).

### CURRENT APPLICATION

On July 30, 2009, TDS Telecommunications Corporation (TDS) as an agent for Potlatch Telephone Company, Inc., submitted an Application for a Negotiated Wireless Traffic Exchange Agreement with Verizon Wireless. In this Application, the parties request that the Commission approve an agreement that includes terms and conditions, reciprocal compensation rates and billing procedures.

### STAFF ANALYSIS

Staff has reviewed the Application and does not find that any terms or conditions are discriminatory or contrary to the public interest. Staff believes the Application is consistent with the FCC orders and pro-competitive policies of this Commission, the Idaho Legislature, and the

federal Telecommunications Act. Accordingly, Staff recommends Commission approval of the Application for a Negotiated Wireless Traffic Exchange Agreement.

**COMMISSION DECISION**

Does the Commission wish to approve this Application?

  
Grace Seaman  
Grace Seaman

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