

DECISION MEMORANDUM

TO: COMMISSIONER KJELLANDER
COMMISSIONER SMITH
COMMISSIONER HANSEN
COMMISSION SECRETARY
LEGAL
WORKING FILE

FROM: GRACE SEAMAN

DATE: NOVEMBER 18, 2005

RE: STAFF REVIEW OF INTERCONNECTION AGREEMENTS:
CASE NOS. USW-T-99-14; QWE-T-05-22; QWE-T-01-12; QWE-T-05-21.

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).

THE CURRENT APPLICATIONS

The Commission has been asked to approve four Applications for agreements with Qwest Corporation. The Applications are discussed in greater detail below.

1. Qwest Corporation and Fretel Communications, LLC. (Case No. USW-T-99-14). On November 2, 2005, Qwest submitted this request to amend an existing agreement approved by the Commission on September 1, 1999. With this filing, the amendment incorporates the Triennial Review Order (TRO) and Triennial Review Remand Order (TRRO).

2. Qwest Corporation and Pac-West Telecomm, Inc. (Case No. QWE-T-05-22). On November 14, 2005, Qwest filed this Application to adopt the Talk America Inc. agreement approved by the Commission on September 14, 2004. In this Application, the parties request

Commission approval of the Talk America Inc. agreement amended to incorporate TRO and TRRO.

3. Qwest Corporation and Trinsic Communications, Inc. (fka Z-Tel Communications, Inc. (Case No. QWE-T-01-12). On November 14, 2005, the parties filed this amendment to the original agreement approved by the Commission on July 25, 2001. This Application requests Commission approval to amend the existing agreement to incorporate TRO and TRRO.

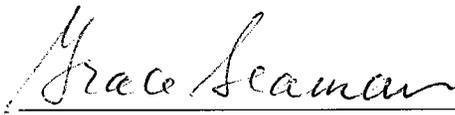
4. Qwest Corporation and Project Mutual Telephone Cooperative Association Inc. (Case No. QWE-T-05-21). On November 14, 2005, Qwest submitted this Application for approval of interconnection agreement. The Commission is asked to approve this agreement that includes terms and conditions for interconnection, ancillary services, and resale of telecommunications services between the parties.

STAFF ANALYSIS

Staff has reviewed the Applications and does not find that any terms or conditions are discriminatory or contrary to the public interest. Staff believes that the Applications are consistent with the recent FCC orders and pro-competitive policies of this Commission, the Idaho Legislature, and the federal Telecommunications Act. Accordingly, Staff recommends Commission approval of the amendments and the Applications for approval of agreements.

COMMISSION DECISION

Does the Commission wish to approve these Applications?



Grace Seaman

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