DECISION MEMORANDUM

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

FROM: **GRACE SEAMAN**

DATE: **MARCH 24, 2005**

RE: **QWEST CORP. AND PRIME TIME VENTURES, LLC.'S APPLICATION FOR APPROVAL OF AGREEMENT TO ADOPT COVISTA, INC. AGREEMENT: CASE NO. QWE-T-05-8.**

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 APPLICATION

The Application for Approval of Agreement between Qwest Corp. and Prime Time Ventures, LLC was filed on March 22, 2004. The Application seeks approval to adopt the existing Covista, Inc. interconnection agreement approved by the Commission on July 8, 2004. The original agreement has been amended to incorporate the Triennial Review Order (TRO) and the USTA II Decision.

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 that the Application is 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.

COMMISSION DECISION

Does the Commission wish to approve the Application for Approval to Adopt Covista Inc. Agreement?

Grace Seaman

Grace Seaman

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