

DECISION MEMORANDUM

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

FROM: WAYNE HART

DATE: MARCH 23, 2007

RE: STAFF REVIEW OF INTERCONNECTION AGREEMENT; CASE
NO. QWE-T-07-1.

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

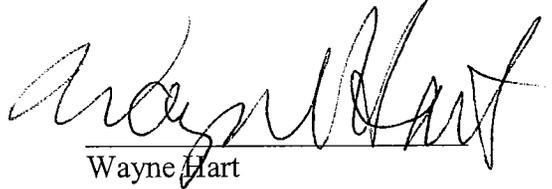
This Application seeks approval of an agreement for KMC Data LLC to adopt in its entirety, the terms of the interconnection agreement and associated amendments between 360networks (USA), Inc. and Qwest Corporation. The Qwest/360networks agreement was approved by the Commission on March 7, 2006 in Order No. 29986.

STAFF ANALYSIS

The Staff has reviewed this Application and did not find any terms and conditions that it considers to be discriminatory or contrary to the public interest. Staff believes that this Agreement is consistent with the pro-competitive policies of this Commission, the Idaho Legislature, and the federal Telecommunications Act of 1996. Accordingly, Staff believes that this Agreement merits the Commission's approval.

COMMISSION DECISION

Does the Commission wish to approve the Application for Approval of the Interconnection Agreement between Qwest and KMC Data, LLC?



Wayne Hart

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