

DECISION MEMORANDUM

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

FROM: GRACE SEAMAN

DATE: MAY 16, 2008

**RE: QWEST'S APPLICATION FOR AN AMENDMENT TO THE
INTERCONNECTION AGREEMENT: CASE NO. QWE-T-08-03.**

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 May 12, 2008, Qwest submitted an Application to amend an existing agreement with Access Point, Inc., approved by the Commission on May 2, 2008. With this filing, the parties seek Commission approval to amend the earlier agreement to incorporate elements from the Qwest Local Services Platform Agreement (QLSP). These amended elements include definitions, service descriptions, performance targets, Idaho rate page for Competitive Local Exchange Carriers (CLEC) purchasing certain combinations of network elements, ancillary functions, and additional features such as, the local loop, and shared transport.

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 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 Approval of Amendment to the Interconnection Agreement.

COMMISSION DECISION

Does the Commission wish to approve this Application?



Grace Seaman

GS:udmemos/qwet08.3amend