

DECISION MEMORANDUM

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

FROM: GRACE SEAMAN

DATE: NOVEMBER 4, 2011

RE: QWEST CORPORATION DBA CENTURYLINK'S APPLICATION FOR APPROVAL OF THE INTERCONNECTION AGREEMENT WITH LXI-CLEC, LLC; CASE NO. QWE-T-11-12.

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 September 20, 2011, Qwest Corporation dba CenturyLink (CenturyLink) submitted an Application for Approval of Amendment to Adopt the Neutral Tandem, Inc. Interconnection Agreement with LXI-CLEC, Inc. In this Application, the parties request that the Commission approve an agreement that allows LXI-CLEC, Inc. to adopt in its entirety, the terms of the Interconnection Agreement and any associated amendments between Neutral Tandem, Inc. (Agreement No. CDS-100316-0001) and CenturyLink, approved by the Commission on June 21, 2010.

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 Approval of the Interconnection Agreement.

COMMISSION DECISION

Does the Commission wish to approve this Application?


Grace Seaman
Grace Seaman

i:udmemos/qwe-t-11-12.doc