

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION)	
OF TDS TELECOMMUNICATIONS)	CASE NO. POT-T-09-01
CORPORATION, AGENT FOR POTLATCH)	
TELEPHONE COMPANY, INC., FOR)	
APPROVAL OT ITS WIRELESS TRAFFIC)	
EXCHANGE AGREEMENT WITH VERIZON)	
WIRELESS PURSUANT TO 47 U.S.C. § 252(e))	
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IN THE MATTER OF THE APPLICATION)	
OF QWEST CORPORATION DBA)	CASE NO. USW-T-00-18
CENTURYLINK QC FOR APPROVAL OF)	
AN AMENDMENT TO ITS)	
INTERCONNECTION AGREEMENT WITH)	
NEW CINGULAR WIRELESS PCS, LLC)	
(FKA EDGE WIRELESS) PURSUANT TO 47)	
U.S.C. § 252(e))	
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IN THE MATTER OF THE APPLICATION)	
OF FRONTIER COMMUNICATIONS)	CASE NO. VZN-T-04-03
NORTHWEST INC. FKA VERIZON)	
NORTHWEST INC. FOR APPROVAL OF AN)	
AMENDMENT TO ITS)	
INTERCONNECTION AGREEMENT WITH)	
XO COMMUNICATIONS SERVICES, LLC)	
PURSUANT TO 47 U.S.C. § 252(e))	
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IN THE MATTER OF THE APPLICATION)	
OF QWEST CORPORATION DBA)	CASE NO. QWE-T-15-03
CENTURYLINK QC FOR APPROVAL OF)	
ITS INTERCONNECTION AGREEMENT)	
WITH AIRUS, INC. PURSUANT TO 47 U.S.C.)	ORDER NO. 33315
§ 252(e))	

In these cases the Commission is asked to approve amendments to previously approved Interconnection Agreements and a newly negotiated Interconnection Agreement. With this Order, the Commission approves the amendments to the Interconnection Agreements and newly negotiated Interconnection Agreement.

BACKGROUND

Under the provisions of the federal Telecommunications Act of 1996 (“the Act”), interconnection agreements, including amendments thereto, 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). As the Commission noted in Order No. 28427, companies voluntarily entering into interconnection agreements “may negotiate terms, prices and conditions that do not comply with either the FCC rules or with the provision of Section 251(b) or (c).” Order No. 28427 at 11 (emphasis in original). This comports with the FCC’s statement that “a state commission shall have authority to approve an interconnection agreement adopted by negotiation even if the terms of the agreement do not comply with the requirements of [Part 51].” 47 C.F.R. § 51.3.

THE APPLICATIONS

1. TDS Telecommunications Corporation for Potlatch Telephone Company, Inc. and Verizon Wireless, Case No. POT-T-09-01. On April 6, 2015, TDS submitted an Application seeking Commission approval of its Negotiated Wireless Traffic Exchange Agreement with Verizon. This agreement establishes terms and conditions for interconnection and reciprocal compensation rates and billing procedures, thus replacing the parties’ original Interconnection Agreement previously approved by the Commission on September 3, 2009. *See* Order No. 30895.

2. Qwest Corporation dba CenturyLink QC, Case No. USW-T-00-18. On February 5, 2015, Qwest Corporation dba CenturyLink QC submitted an Application seeking Commission approval to amend an interconnection agreement with New Cingular Wireless PCS, LLC fka Edge Wireless LLC. The original agreement was approved by the Commission on August 25, 2000 and amended on June 22, 2001. *See* Order Nos. 28485 and 28759. This amendment establishes intercarrier compensation (ICC) Bill and Keep and changes the name on the agreement to New Cingular Wireless PCS, LLC. New Cingular Wireless PCS, LLC and its commercial mobile radio service affiliates, dba AT&T Mobility are the successors in interest to Edge Wireless LLC (fka NewCom Wireless LLC).

3. Frontier Communications Northwest Inc. fka Verizon Northwest Inc. and XO Communications Services, LLC, Case No. VZN-T-04-03. On April 30, 2014, Frontier submitted an Application seeking Commission approval of an Amendment to its Interconnection Agreement with XO, initially approved by the Commission on April 2, 2004. *See* Order No. 29460. The parties agreed to amend their original Interconnection Agreement to revise or incorporate certain terms and conditions relating to reciprocal compensation and VoIP Traffic.

4. Qwest Corporation dba CenturyLink QC and Airus, Inc., Case No. QWE-T-15-03. On April 8, 2015, CenturyLink submitted an Application seeking Commission approval of an Interconnection Agreement with Airus. The parties' Agreement establishes terms and conditions for interconnection, unbundled network elements, ancillary services, and resale of telecommunication services.

STAFF RECOMMENDATION

Staff reviewed the Applications and does not find any terms or conditions that it considers to be discriminatory or contrary to the public interest. Staff believes that the Agreements are consistent with the pro-competitive policies of this Commission, the Idaho Legislature, and the federal Telecommunications Act. Accordingly, Staff recommended the Commission approve the Agreements and amendments.

COMMISSION FINDINGS

Under the terms of the Telecommunications Act, interconnection agreements, including amendments thereto, must be submitted to the Commission for approval. 47 U.S.C. § 252(e)(1). However, the Commission's review is limited. The Commission may reject an agreement adopted by negotiation only if it finds that the agreement discriminates against a telecommunications carrier not a party to the agreement or implementation of the agreement is not consistent with the public interest, convenience and necessity. *Id.*

Based upon our review of the Applications and the Staff's recommendation, the Commission finds that the Agreements and amendments are consistent with the public interest, convenience and necessity and do not discriminate. Therefore, the Commission finds that the Agreements should be approved. Approval of the Agreements does not negate the responsibility of either party to these Agreements to obtain a Certificate of Public Convenience and Necessity if they are offering local exchange services or to comply with *Idaho Code* §§ 62-604 and 62-606

if they are providing other non-basic local telecommunications services as defined by *Idaho Code* § 62-603.

ORDER

IT IS HEREBY ORDERED that Wireless Traffic Exchange Agreement between TDS Telecommunications Corporation, agent for Potlatch Telephone Company, Inc., and Verizon Wireless, Case No. POT-T-09-01, is approved.


IT IS FURTHER ORDERED that the amendment to the Interconnection Agreement between Qwest Corporation dba CenturyLink QC and New Cingular Wireless PCS, LLC (fka Edge Wireless), Case No. USW-T-00-18, is approved.

IT IS FURTHER ORDERED that the amendment to the Interconnection Agreement between Frontier Communications Northwest Inc. fka Verizon Northwest Inc., and XO Communications Services, LLC, Case No. VZN-T-04-03, is approved.

IT IS FURTHER ORDERED that the Interconnection Agreement between Qwest Corporation dba CenturyLink QC and Airus, Inc., Case No. QWE-T-15-03, is approved.

THIS IS A FINAL ORDER. Any person interested in this Order (or in issues finally decided by this Order) may petition for reconsideration within twenty-one (21) days of the service date of this Order. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. See *Idaho Code* §§ 61-626 and 62-619.

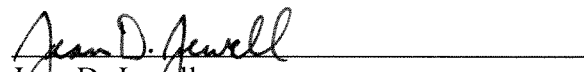
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 5th
day of June 2015.


PAUL KJELLANDER, PRESIDENT


MACK A. REDFORD, COMMISSIONER


KRISTINE RAPER, COMMISSIONER

ATTEST:


Jean D. Jewell
Commission Secretary

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