

## DECISION MEMORANDUM

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

**FROM:** WAYNE HART

**DATE:** DECEMBER 10, 2004

**RE:** STAFF REVIEW OF INTERCONNECTION AGREEMENTS AND  
AMENDMENTS: CASE NOS. USW-T-99-3; USW-T-98-22; QWE-T-03-18;  
QWE-T-03-21 and CTC-T-04-02.

### 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 APPLICATIONS

1. Qwest and Covad Communications Company (Case No. USW-T-99-3). This is an amendment to an existing agreement that provides terms and conditions for expediting orders for designed services.
2. Qwest and Advanced TelCom Group (Case No. USW-T-98-22). This is an amendment to an existing agreement that provides terms and conditions for expediting orders for designed services.
3. Qwest and IDACOMM, Inc (Case No. QWE-T-03-18). This is an amendment to an existing interconnection agreement providing terms for available collocation inventory.

4. Qwest and Nevada Wireless LLC (Case No. QWE-T-03-21). This Application seeks approval of an amendment to an existing interconnection agreement. The Amendment changes the name of Nevada Wireless, LLP to Airpeak Communications.

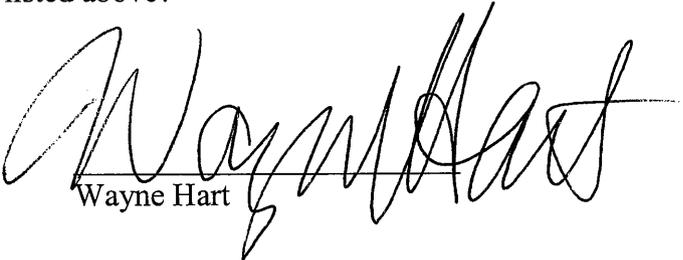
5. Citizens Telecommunications Company of Idaho and United States Cellular Corporation (Case No. CTC-T-04-2). This Application seeks approval of a new interconnection and traffic interchange agreement. The terms and conditions are similar to other agreements between Citizens and wireless carriers previously approved by this Commission.

#### **STAFF ANALYSIS**

The Staff has reviewed all of these Applications and did not find any terms and conditions that it considers to be discriminatory or contrary to the public interest. Staff believes that these Amendments are consistent with the pro-competitive policies of this Commission, the Idaho Legislature, and the federal Telecommunications Act of 1996. Accordingly, Staff believes that these Amendments to previously approved interconnection agreements merit the Commission's approval.

#### **COMMISSION DECISION**

Does the Commission wish to approve the Applications for Approval of the Interconnection Agreements and Amendments listed above?

  
Wayne Hart

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