



Law Department

FILED³

FEB 24 2000

February 23, 2000

Judge Dale Hardy Roberts
301 West High Street
Suite 530
Jefferson City, MO 65101

Missouri Public
Service Commission

Re: Prism Missouri Operations, LLC – Case No. TO-2000-486

Dear Judge Roberts:

Pursuant to the Commission's recent "Order Directing Notice, Directing Filing, and Making Southwestern Bell Telephone Company A Party," Prism Missouri Operations, LLC hereby complies with Commission Rule 4 CSR 240-2.080(4) concerning service upon the Office of the Public Counsel. A copy of Prism's certificate of service demonstrating service of its application in the above-referenced case on the Office of Public Counsel is enclosed.

Also enclosed is a return copy of this filing. Please date-stamp the enclosed return copy and return it in the envelope enclosed for that purpose.

Should there be any questions concerning this submission, please do not hesitate to contact me.

Very Truly Yours,

Renée Roland Crittendon
Deputy Chief Counsel-Telecommunications

FILED³

BEFORE THE PUBLIC SERVICE COMMISSION

FEB 24 2000

STATE OF MISSOURI

Missouri Public
Service Commission

Application of Prism Missouri Operations, LLC)
for Approval of Interconnection Agreement Under)
the Telecommunications Act of 1996)

Case No. TD-2000-486

APPLICATION FOR
APPROVAL OF INTERCONNECTION AGREEMENT
UNDER THE TELECOMMUNICATIONS ACT OF 1996

Comes now Prism Missouri Operations, LLC (hereinafter "Prism" or "Applicant") and hereby files this application for Approval of a new Interconnection Agreement (the Agreement) between Southwestern Bell Telephone Company (SWBT) and Prism under the Telecommunications Act of 1996 (the 1996 Act) and would respectfully show the Missouri Public Service Commission (the Commission) the following:

I. THE APPLICANT

Prism is a regulated local telecommunications company under the jurisdiction of this Commission with operations in certified territories in this State. It is a Delaware corporation, duly registered and in good standing with the Missouri Secretary of State. Attached as Attachment 1 is a Certificate of Good Standing-Foreign Corporation issued by the Missouri Secretary of State respecting Prism. Prism obtained its Missouri certificate of service authority for local exchange and basic local exchange service in Case No. TA-2000-31. Prism's corporate capacity, its relationship to this Commission and its operations were part of the record in that case. Prism directs the Commission to this earlier case for further information, if needed, about the company.

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II. INTERCONNECTION/RESALE AGREEMENT REACHED

Prism presents to this Commission for approval an Interconnection Agreement negotiated and executed pursuant to the terms of the 1996 Act (Agreement, filed on February 2, 2000). This Agreement was entered into pursuant to Section 252 (a)(1) of the 1996 Act, and SWBT and Prism executed the agreement effective January 4, 2000. This Agreement contains 1118 pages, together with several Attachments and Appendices. There are no outstanding issues between SWBT and Prism that need the assistance of mediation or arbitration.

III. DESIGNATED CONTACTS

The designated contacts for purposes of this Application are

Ms. Renée Roland Crittendon
Prism Communication Services, Inc.
Suite 200
1667 K Street, N. W.,
Washington, DC 20006
Telephone: 202 263-7979
Fax: 202 263-7978
[e-mail-rcrittendon@prismcsi.net](mailto:rcrittendon@prismcsi.net)

and

Ms. Sophia K. Corona
Prism Communication Services, Inc.
11 Beach Street, 7th Floor
New York, NY 10013
Telephone: 917 305-2221
Fax: 917 305-2080
[e-mail-scorona@prismcsi.net](mailto:scorona@prismcsi.net)

IV. REQUEST FOR APPROVAL

Prism seeks the Commission's approval of the Agreement, consistent with the provisions of the 1996 Act. The implementation of this Agreement complies fully with Section 252 (e) of the 1996 Act because the Agreement is consistent with the public interest, convenience and necessity and does not

discriminate against any telecommunication carrier. The Agreement promotes diversity in providers, and increase customer choices for telecommunications services.

Prism respectfully requests that the Commission grant expeditious approval of this Agreement, without change, suspension or other delay in its implementation. This is a bilateral agreement, reached as a result of negotiations and compromise between competitors, and intervention by other parties is necessary nor appropriate.

V. STANDARD OF REVIEW

The Statutory standards of review are set forth in Section 252 (e) of the 1996 Act which provides as follows:

(e) APPROVAL BY STATE COMMISSION

(1) **APPROVAL REQUIRED-** any interconnection agreement adopted by negotiation or arbitration shall be submitted for approval to the State Commission. A State commission to which an agreement is submitted to shall approve or reject the agreement, with written findings as to any deficiencies.

(2) **GROUND OF REJECTION-** The State Commission may only reject-

- (A) An Agreement (or any portion thereof) adopted by negotiation under subsection (a) if it finds that-
 - (i) The agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or
 - (ii) The implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity;

VI. MISSOURI LEGISLATION

The negotiated and executed Agreement is consistent with Chapter 392, RSMo 1994 as amended by S.B. 507 of the Missouri Laws of 1996 and effective August 28, 1996.

VII. CONCLUSION

For the reason set forth above, Prism respectfully asks that the Commission approve the Agreement expeditiously.

Respectfully submitted,

Prism Missouri Operations, LLC

By: Julie A Kaminski
Missouri Bar # 41713
Julie A. Kaminski
Deputy Chief Counsel- Telecommunications
Prism Communication Services, Inc.
Suite 200
1667 K Street, K Street, N.W.,
Washington, D.C. 20036

ATTORNEY VERIFICATION

DISTRICT OF COLUMBIA

I, Julie A. Kaminski, being first sworn, do hereby certify, depose and state that I am an attorney for Prism Missouri Operations, LLC. Applicant in the above captioned proceeding; that I have read the above and foregoing Application and the allegations therein contained are true and correct to the best of my knowledge, information and belief; and I further state that I am authorized to verify the foregoing application by the above said applicant.

Julie A. Kaminski

Julie A. Kaminski
Missouri Bar # 41713

Subscribed and sworn to before me, a Notary Public, this 7th day of February 2000.

Janell J. Bunch

Notary Public

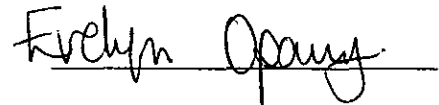
My Commission expires:

March 31, 2001

Certificate of Service

I hereby certify that a true and correct copy of the above document foregoing document was sent by overnight mail, on this 23rd day of February 2000, to:

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

A handwritten signature in cursive script, reading "Evelyn Opany", is written over a horizontal line.

Evelyn Opany