

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of the Application of Southwestern  
Bell Telephone Company, d/b/a AT&T Missouri,  
For Approval of an Amendment to an Interconnection  
Agreement Under the Telecommunications Act of 1996.

## STAFF RECOMMENDATION

**COMES NOW** the Staff of the Missouri Public Service Commission (“Staff”) and submits its Recommendation as follows:

1. On December 21, 2011, Southwestern Bell Telephone Company, d/b/a AT&T Missouri (“AT&T Missouri” or “the Company”) filed with the Missouri Public Service Commission (“Commission”) its Application for Approval of an Amendment to an Interconnection Agreement executed between it and Hypercube Telecom, LLC.

2. On August 10, 2011, the Commission issued its Order Directing Notice, Setting Intervention Deadline and Making Hypercube Telecom, LLC a Party, in which it directed Staff to file a memorandum regarding the Application.

3. 47 USC 252(e)(2) provides that a state commission may only reject an interconnection agreement adopted by negotiation if the agreement discriminates against a telecommunications carrier not a party to it or its implementation is not consistent with the public interest, convenience, and necessity.

4. In the attached Memorandum, Staff states that the Amendment to the Interconnection Agreement does not discriminate against telecommunications carriers not parties to it, nor is its implementation inconsistent with the public interest, convenience or necessity.

5. AT&T Missouri is not delinquent in filing its annual report, or in paying its PSC assessment, or MoUSF and Relay Missouri surcharges.

**WHEREFORE**, Staff recommends the Commission approve the Application and direct the parties to submit to the Commission any subsequent modifications or amendments to the Interconnection Agreement.

Respectfully submitted,



Colleen M. Dale  
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Missouri Bar No. 31624  
Attorney for the Staff of the  
Missouri Public Service Commission  
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**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 19<sup>th</sup> day of January, 2012.



## MEMORANDUM

**To:** Missouri Public Service Commission Official Case File  
Case No. **IK-2012-0194**  
Party: **AT&T Missouri**  
Type of Carrier:  
☒ ILEC  
☐ CLEC  
☐ Wireless

Party: **Hypercube Telecom, LLC**  
Type of Carrier:  
☐ ILEC  
☒ CLEC  
☐ Wireless

**From:** **Lisa Mahaney**, Telecommunications Unit

William Voight 1/19/12  
Tariff, Safety, Economic and Engineering Analysis/Date

**Subject:** Staff Recommendation for Approval of Interconnection Agreement or  
Amendment to Interconnection Agreement

**Date:** 1/19/12

**Date Filed:** 12/21/11

**Staff Deadline:** 1/23/12

The Telecommunications Department Staff (Staff) recommends the Parties be granted approval of the submitted:

- ☐ Interconnection Agreement
- ☒ Amendment not previously approved

The parties submitted the proposed Agreement or Amendment to the Missouri Public Service Commission (Commission) pursuant to the terms of the Telecommunications Act of 1996 (Act). Staff has reviewed the proposed Agreement and believes it meets the limited requirements of the Act. Specifically, the Agreement: 1) does not discriminate against telecommunications carriers not party to the Agreement and 2) is not against the public interest, convenience or necessity. Staff recommends the Commission direct the Parties to submit any modifications or amendments to the Commission.

☐ The applicants have not submitted a serially numbered copy of the Agreement or Amendment. Staff recommends the Commission direct the Parties to submit a serially numbered copy of the Agreement or Amendment.

☒ Staff has a serially numbered copy of the Agreement or Amendment.

**Additional Interconnection Agreement or Amendment Review Items**

☒ No applications to intervene filed.

☒ Agreement or Amendment signed by both Parties.

**Additional recommendations or special considerations (if any):**

☒ The Company is not delinquent in filing an annual report, paying the PSC assessment, paying Relay Missouri, and paying MoUSF.

☐ No annual report   ☐ Unpaid PSC assessment. Amount owed:  
☐ Unpaid MoUSF   ☐ Unpaid Relay Missouri

The Company is either delinquent or is not shown to be submitting revenue into the indicated fund based on the latest records available to the MoPSC. Failure to submit revenue to either the Relay Missouri Fund or the Missouri USF fund should not necessarily reflect the company is delinquent.

Under penalty of perjury, I affirm that the above statement is true and correct.



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**LISA MAHANAY**