

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application for Approval of an)
Amendment to the Interconnection Agreement)
between Brightspeed of Missouri, LLC and Charter) **File No. IK-2023-0348**
Fiberlink – Missouri, LLC Pursuant to the)
Telecommunications Act of 1996)

ORDER DIRECTING NOTICE, SETTING INTERVENTION DEADLINE, AND ADDING A PARTY

Issue Date: April 20, 2023

Effective Date: April 20, 2023

This order provides notice of this application to interested parties, establishes a deadline for intervention and for requesting a hearing, and joins the other party to the Interconnection Agreement, Charter Fiberlink – Missouri, LLC (Charter), as a party to this proceeding.

On April 7, 2023, Brightspeed of Missouri, LLC (Brightspeed), filed an application with the Commission for approval of an Amendment (Amendment) to a negotiated Interconnection Agreement (Agreement) with Charter under the provisions of the Federal Telecommunications Act of 1996 (the Act). Brightspeed states that there are no unresolved issues and that the Amendment complies with Section 252(e) of the Act in that it is consistent with the public interest, convenient and necessary, and is not discriminatory to nonparty carriers.

Although Charter is a party to the Amendment, it did not join in the application. Because Charter is a necessary party to a full and fair adjudication of this matter, the Commission will add Charter as a party to this case.

The Act provides that an Agreement must be approved unless the state commission finds that the Agreement discriminates against a telecommunications carrier not a party to the Agreement, or that implementation of the Agreement is not consistent with the public interest, convenience, and necessity.¹ Section 252(e)(4) of the Act provides that if the Commission has not acted to approve or reject an Agreement within 90 days after submission, the Agreement shall be deemed approved. That date is July 6, 2023.

The Commission finds that proper persons shall be allowed 15 days from the issuance of this order to file a motion for hearing. The Commission also finds that notice of this application shall be sent to all interexchange and local exchange telecommunications companies. The Staff of the Commission (Staff) will be directed to provide recommendation.

THE COMMISSION ORDERS THAT:

1. The Commission's Data Center shall send a copy of this order to all interexchange and local exchange telecommunications companies.
2. Charter is made a party to this case.
3. Any party wishing to intervene or request a hearing shall do so by filing a pleading no later than May 5, 2023.
4. Staff shall file a recommendation advising either approval or rejection of this Amendment and giving the reasons therefor, or a request for an extension of time, no later than May 22, 2023.

¹ 47 U.S.C. § 252(e).

5. This order shall be effective when issued.



BY THE COMMISSION

Nancy Dippell

Nancy Dippell
Secretary

Nancy Dippell, Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 20th day of April, 2023.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 20th day of April, 2023.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

April 20, 2023

File/Case No. IK-2023-0348

**Missouri Public Service
Commission**

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LLC**

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**Missouri Public Service
Commission**

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Nancy Dippell
Secretary**

Distributed to all Interexchange and Local Exchange Telecommunications Companies.

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.