

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) **File No. IK-2023-0176**
Agreement Under the Telecommunications Act of)
1996)

ORDER DIRECTING NOTICE, SETTING INTERVENTION DEADLINE, AND MAKING GC PIVOTAL, LLC D/B/A GLOBAL CAPACITY A PARTY

Issue Date: December 8, 2022

Effective Date: December 8, 2022

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, GC Pivotal, LLC d/b/a Global Capacity, as a party to this proceeding.

On December 1, 2022, Southwestern Bell Telephone Company, d/b/a AT&T Missouri, filed an application with the Commission for approval of an amendment to a negotiated Interconnection Agreement with Global Capacity under the provisions of the Federal Telecommunications Act of 1996. AT&T Missouri states that there are no unresolved issues and that the Agreement 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 Global Capacity is a party to the Agreement, it did not join in the application. Because Global Capacity is a necessary party to a full and fair adjudication of this matter, the Commission will add Global Capacity as a party to this case.

The Act provides that an Interconnection or Resale 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. 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 COMMISSION ORDERS THAT:

1. The Commission's Data Center shall send notice to all interexchange and local exchange telecommunications companies.
2. Global Capacity 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 December 23, 2022.
4. The Staff of the Commission shall file a recommendation advising either approval or rejection of this Agreement and giving the reasons therefor no later than January 9, 2023.
5. This order shall be effective when issued.

¹ 47 U.S.C. § 252(e).



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Morris L. Woodruff, Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 8th day of December, 2022.

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 8th day of December, 2022.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

December 8, 2022

File/Case No. IK-2023-0176

**Missouri Public Service
Commission**

Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
staffcounsellservice@psc.mo.gov

Office of the Public Counsel

Marc Poston
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opcservice@opc.mo.gov

AT&T Missouri (SWBT)

Bruce A Ney
816 Congress, Ste. 1100
Austin, TX 78701
bruce.ney@att.com

Global Capacity

Legal Department
7900 Tysons One Place, Suite
1450
McLean, VA 22102
regulatory@globalcapacity.com

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

Sincerely,



**Morris L. Woodruff
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.