# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Interconnection Agreement between Embarq Missouri, Inc. d/b/a CenturyLink and Onvoy, LLC Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996

File No. IK-2023-0219

## ORDER DIRECTING NOTICE, SETTING INTERVENTION DEADLINE, AND MAKING ONVOY, LLC A PARTY

Issue Date: January 13, 2023

Effective Date: January 13, 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, Onvoy, LLC, as a party to this proceeding.

On January 5, 2023, Embarq Missouri, Inc. d/b/a CenturyLink, filed an application with the Commission for approval of an amendment to a negotiated Interconnection Agreement with Onvoy, LLC under the provisions of the Federal Telecommunications Act of 1996. CenturyLink 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 Onvoy, LLC is a party to the Agreement, it did not join in the application. Because Onvoy, LLC is a necessary party to a full and fair adjudication of this matter, the Commission will add Onvoy, LLC 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.<sup>1</sup> 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. Onvoy, LLC 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 January 28, 2023.

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 February 12, 2023.

5. This order shall be effective when issued.

#### BY THE COMMISSION

Morris I Woodruff

Morris L. Woodruff Secretary



<sup>&</sup>lt;sup>1</sup> 47 U.S.C. § 252(e).

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 13<sup>th</sup> day of January, 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 13<sup>th</sup> day of January, 2023.



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Morris L. Woodruff Secretary

### MISSOURI PUBLIC SERVICE COMMISSION

#### January 13, 2023

#### File/Case No. IK-2023-0219

Missouri Public Service Commission Staff Counsel Department 200 Madison Street, Suite 800 P.O. Box 360 Jefferson City, MO 65102 staffcounselservice@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

**CenturyLink (Embarq Missouri)** Tim Opitz 308 E. High Street, Suite B101 Jefferson City, MO 65101 tim.opitz@opitzlawfirm.com

**Onvoy, LLC** Legal Department 550 West Adams St. Ste 900 Chicago, IL 60661

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

Sincerely,

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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.