

DOCKET NO. 31577

PETITION OF SPRINT
COMMUNICATIONS COMPANY, L.P.
FOR COMPULSORY ARBITRATION
UNDER THE FTA TO ESTABLISH
TERMS AND CONDITIONS FOR
INTERCONNECTION TERMS WITH
CONSOLIDATED
COMMUNICATIONS OF FORT BEND
COMPANY AND CONSOLIDATED
COMMUNICATIONS COMPANY OF
TEXAS

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PUBLIC UTILITY COMMISSION
OF TEXAS

FILED²

APR 23 2008

Missouri Public
Service Commission

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PUBLIC UTILITY COMMISSION
FILED CLERK

ORDER APPROVING ARBITRATION AWARD WITH MODIFICATION

This Order approves the Arbitration Award issued on December 19, 2006 by the Arbitrators assigned to this proceeding, with modification. As discussed in this Order, the Commission adopts the Arbitration Award, except for the provision regarding Sprint Issue 10 – Consolidated Issue 24-A and 25, which would have provided Consolidated the opportunity to submit a TELRIC-based local service request (LSR) cost study subsequent to the conclusion of, and the Commission's approval of the Parties' Interconnection Agreement in this arbitration.

The Commission finds that Consolidated had the burden and the opportunity to introduce an LSR cost study into evidence in this proceeding, and that it failed to do so. Given the lack of an evidentiary record in this arbitration upon which to establish a cost-based LSR rate, the Commission adopts a \$0.00 LSR rate for the term of the instant interconnection agreement. The Commission also forecloses the opportunity for the submission a LSR cost study in this arbitration. Accordingly, the Commission adopts the following text for Attachment 8, Section 2.5:

2.5 ILEC and CLEC shall each be entitled to collect a non-recurring service order charge for each Local Service Request ("LSR") submitted to the other Party. The LSR shall be \$0.00.

All other motions, requests for relief, general or specific, not expressly granted, are denied.

Exhibit No. 13
Case No(s) LC-2008-0049
Date 11/2/08 Rptr rw

SIGNED AT AUSTIN, TEXAS the 31st day of January, 2007.

PUBLIC UTILITY COMMISSION OF TEXAS


PAUL HUDSON, CHAIRMAN


JULIE PARSLEY, COMMISSIONER


BARRY T. SMITHERMAN, COMMISSIONER

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