

**THE STATE CORPORATION COMMISSION
OF THE STATE OF MISSOURI**

Application for Approval of an Amendment to the)
Interconnection Agreement between Brightspeed of)
Missouri, LLC f/k/a CenturyTel of Missouri, LLC,) Docket No. _____
and Charter Fiberlink – Missouri, LLC Pursuant to the)
Telecommunications Act of 1996)

**APPLICATION FOR APPROVAL OF AN AMENDMENT TO AN
INTERCONNECTION AGREEMENT**

COMES NOW, Brightspeed of Missouri, LLC f/k/a CenturyTel of Missouri, LLC,
("Brightspeed") and files this Application for Approval of an Amendment to the Interconnection
Agreement ("Amendment") between Brightspeed and Charter Fiberlink-Missouri, LLC
("Charter") pursuant to the Telecommunications Act of 1996 (the "Federal Act"). In support of
its Application, Brightspeed states the following:

I. APPLICANT

Brightspeed is a Missouri corporation with offices at 1120 South Tryon Street, Suite 700,
Charlotte, NC 28203. Brightspeed is authorized to transact business within the State of Missouri
and is authorized by the Missouri Public Service Commission ("Commission") to provide basic
local and interexchange telecommunications service within the state.

To Brightspeed's knowledge, there are no overdue assessments or annual reports or final
unsatisfied judgments or decisions against it involving customer service or rates occurring within
the last three years.

II. INTERCONNECTION AGREEMENT

Brightspeed presents to the Commission the attached Amendment for approval pursuant to
the terms of the Federal Act. The implementation of the Amendment complies fully with Section
252(e) of the Act because the Amendment is consistent with the public interest, convenience and

necessity and does not discriminate against any telecommunications carrier. The Amendment promotes diversity in providers and increases customer choice for telecommunications services.

III. STANDARD OF REVIEW

The statutory standard of review under Section 252(e) of the Federal Act states:

(e) Approval by State Commission.

(1) Approval Required. – Any interconnection agreement adopted by negotiation or arbitration shall be submitted for approval to the State commission. A State commission to which an agreement is submitted shall approve or reject the agreement with written findings as to any deficiencies.

(2) Grounds For Rejection – The State commission may only reject –

(A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) if it finds that –

(i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or

(ii) the implementation of such agreement or portion is not consistent with the public interest, convenience and necessity.

IV. REQUEST FOR APPROVAL

Brightspeed seeks the Commission's approval of the Amendment, consistent with the provisions of the Act. The Amendment is bilateral, reached as a result of negotiation and compromise between the parties. There are no outstanding issues involving the limited subject matter of the Amendment that require the assistance of mediation or arbitration. Brightspeed and Charter do not believe a docket or intervention by other parties is necessary or appropriate.

Brightspeed requests that the Commission grant expeditious approval of the Amendment, without change, suspension or other delay in its implementation.

V. CONTACT INFORMATION

In addition to undersigned counsel, all communications regarding this Application should be addressed to the following representatives:

Brightspeed:

Legal Department / Regulatory Notices
P.O. Box 1330
Fayetteville, NC 28302-1330
Phone: 833-692-7773
carrieragreements@brightspeed.com

Charter:

Charter Communications, Inc.
Attn: Legal Department – Telephone
12405 Powerscourt Drive
St Louis, Missouri 63131
Michael.Moore@charter.com

and copy to:

Charles A. Hudak, Esq.
Friend, Hudak & Harris, LLP
Three Ravinia Drive, Suite 1700
Atlanta, Georgia 30346
chudak@fh2.com

VI. CONCLUSION

WHEREFORE, for the reasons set forth above, Brightspeed respectfully requests that the Commission enter an Order approving this Amendment to the Interconnection Agreement between Brightspeed and Charter.

Respectfully,

/s/ Tim Opitz

Tim Opitz, Mo. Bar No. 65082
Opitz Law Firm, LLC
308 E. High Street, Suite B101
Jefferson City, MO 65101
(573) 825-1796
Tim.opitz@opitzlawfirm.com

REQUEST FOR WAIVER

By signing this form, I hereby certify that neither I, nor any other members of this filing party, has had communications with a Commissioner, Commissioner Advisor, Regulatory Law Judge, or any member of their support team in the one hundred fifty (150) days prior to the filing date of this application regarding any substantive issue included in this filing.

Respectfully submitted,

/s/ Tim Opitz

Tim Opitz, Mo. Bar No. 65082

Opitz Law Firm, LLC

308 E. High Street, Suite B101

Jefferson City, MO 65101

(572) 825-1796

Tim.opitz@opitzlawfirm.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 7th day of April 2023, a copy of the above and foregoing Application of Brightspeed for Approval of an Amendment to the Interconnection Agreement was served via email and/or U.S. Mail to each of the following:

Office of the Public Counsel

Missouri Public Service Commission
200 Madison Street
Jefferson City, MO 65101
opcservice@ded.mo.gov

Office of the General Counsel

Missouri Public Service Commission
200 Madison Street
Jefferson City, MO 65101
staffcounsel@psc.mo.gov

Brightspeed:

Legal Department / Regulatory Notices
P.O. Box 1330
Fayetteville, NC 28302-1330
Phone: 833-692-7773
carrieragreements@brightspeed.com

Charter:

Charter Communications, Inc.
Attn: Legal Department – Telephone
12405 Powerscourt Drive
St Louis, Missouri 63131
Michael.Moore@charter.com

Charles A. Hudak, Esq.
Friend, Hudak & Harris, LLP
Three Ravinia Drive, Suite 1700
Atlanta, Georgia 30346
chudak@fh2.com