

BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

FILED⁴

OCT 31 2006

Missouri Public
Service Commission

Application of Unite Private Networks,)
L.L.C. for Approval of an Interconnection)
Agreement between Unite Private)
Networks, L.L.C. and) Case No. _____
Southwestern Bell Telephone, L.P.)
d/b/a AT&T Missouri pursuant to Section)
252 of the Telecommunications Act)
of 1996.)

**Application of Unite Private Networks,
L.L.C. for Approval of an Interconnection
Agreement between Unite Private Networks, L.L.C. and
Southwestern Bell Telephone, L.P. d/b/a AT&T Missouri**

COMES NOW Unite Private Networks, L.L.C. ("Unite"), and hereby files this Application for Approval of an Interconnection Agreement (the AT&T-13State "Agreement") with Southwestern Bell Telephone, L.P., d/b/a AT&T Missouri ("AT&T") pursuant to Section 252 of the Telecommunications Act of 1996 (Act). In support of this application, Unite states to the Commission as follows:

1. Unite is a Missouri limited liability corporation operating in Missouri. Unite received its certificate of service to provide telecommunications services by Order of November 2, 2005 in LA-2006-0270.

2. Correspondence, orders, and decisions in this matter directed to Unite should be addressed to:

Kevin Anderson
CEO
Unite Private Networks, LLC
6319 N. Kensington Court
Kansas City, MO 64119

and to:

Craig S. Johnson
Attorney at Law
1648-A East Elm
Jefferson City, MO 65101

3. AT&T is an incumbent local exchange company providing telecommunications services throughout Missouri.

4. Correspondence, orders, and decision in this matter directed to AT&T should be addressed to:

Contract Management
Attn: Notices Manager
311 S. Akard, 9th Floor
Four AT&T Plaza
Dallas, TX 75202-5398

I. AGREEMENT REACHED

5. On October 6, 2006, after good faith negotiations, Unite and AT&T executed an interconnection agreement, denominated by AT&T as its "ATT 13-STATE" agreement. A copy of this agreement is being supplied to the Commission's data center for entry into its electronic filing system as an Attachment hereto, referred to herein as Attachment 1.

6. Pursuant to Section 252 of the Telecommunications Act, Unite hereby submits this Agreement for approval by the Commission.

7. The Agreement complies with Section 252(e) of the Act. The Agreement is consistent with the public interest, convenience, and necessity and does not discriminate against any telecommunications carrier. The Agreement consists of 421

pages, consecutively numbered. There are no outstanding issues between Unite and AT&T that need the assistance of mediation or arbitration.

II. REQUEST FOR APPROVAL

8. Unite respectfully requests that the Commission grant expeditious approval of this Agreement, without change, suspension or delay in its implementation.

III. COMMISSION AUTHORITY

9. Under the Federal Telecommunications Act of 1996 ("the Act"), the Commission has the authority to grant the relief requested by Unite. Specifically, section 252 (a) of the act provides:

(a) Agreements Arrived at Through Negotiations

(1) Voluntary Negotiations - upon receiving a request for interconnection, services, or network elements pursuant to section 251, an incumbent local exchange carrier may negotiate and enter into a binding agreement with requesting telecommunications carrier or carriers without regard to the standards set forth in subsections (b) and (c) of section 251. The agreement shall include a detailed schedule of itemized charges for interconnection in each service or network element included in the agreement. The agreement, including any interconnection agreement negotiated before the date of enactment of the Telecommunications Act of 1996, shall be submitted to the state commission under subsection (e) of this section.

IV. STANDARD OF REVIEW

10. Under Section 252 of the Act, the Commission has the authority to approve this Agreement. The Commission may only reject an agreement, if the agreement is discriminatory to a nonparty or is *inconsistent with the public interest*, convenience, and necessity. Section 252(e)(2) of the act provides as follows:

Grounds for Rejection -- The State Commission may only reject --

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

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

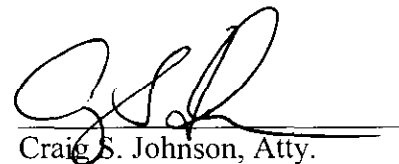
(ii) the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity;

11. The verification of Mr. Kevin Anderson, CEO of Unite, attached hereto, establishes that the Agreement satisfies these standards.

V. PRAYER FOR RELIEF

WHEREFORE, Unite respectfully requests the Commission to issue an order that:

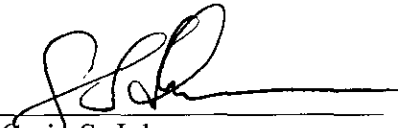
(1) approves expeditiously the Agreement between Unite and AT&T; and (2) grant such other relief as is reasonable in circumstances.



Craig S. Johnson, Atty.
Mo Bar # 28179
1648-A East Elm St.
Jefferson City, MO 65101
(573) 632-1900
(573) 634-6018 (fax)
craig@csjohnsonlaw.com

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this pleading was delivered to the attorneys for Staff and the Office of Public Counsel this 31st day of October, 2006.



Craig S. Johnson

VERIFICATION

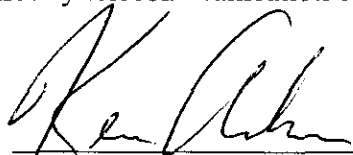
I, Kevin Anderson, CEO of Unite Private Networks, L.L.C. hereby verify that I am over the age of twenty-one, and have personal knowledge of the Agreement between Unite and AT&T.

The parties negotiated the Agreement pursuant to the Telecommunication Act of 1996, culminating in the executed Agreement for which approval is sought by this Application.

There are no outstanding issues between the parties that need the assistance of mediation or arbitration if this Agreement is approved.

Approval of this Agreement is consistent with the public interest, convenience, and necessity, as it will allow Unite to continue and further its operations in Missouri, and will allow for the exchange of traffic between the parties.


This Agreement does not discriminate against any telecommunication carrier that is not a party to the Agreement.


Kevin Anderson

STATE OF MISSOURI)
)
COUNTY OF Clay)

(notary seal)

Before me this 27th day of October, 2006, personally appeared Kevin Anderson, duly sworn and on his oath, deposed and said the foregoing verification was true to the best of his knowledge, information, and belief.


Notary Public

