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November 4, 2002

FILED³ NOV 0 4 2002

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Missouri Public Service Commission Attn: Secretary of the Commission 200 Madison Street, Suite 100 P. O. Box 360 Jefferson City, MO 65102-0360

Missouri Public Bervice Commission

RE: Case No.

The Phone Connection, Inc. d/b/a Affordable Phone Company's Application For Approval of a Resale Agreement

Dear Secretary:

Enclosed please find an original and five copies of the <u>Application of The Phone</u> <u>Connection, Inc., d/b/a Affordable Phone Company for Approval of Interconnection Agreement</u> for filing with the Commission. The agreement is with ALLTEL Missouri, Inc.

Thank you for assistance in processing this filing. Copies are being served on the General Counsel and Public Counsel, and counsel for ALLTEL Missouri, Inc.. Please do not hesitate to contact me at 634-8109 if there are any questions.

Sincerely, Mary Ann (Garr) Young

Enclosures

cc: General Counsel

Office of Public Counsel Larry W. Dority, Fischer & Dority Don Beckwith, Affordable Phone Company

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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Missouri Public Service Commission

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FILED^s

Application of	
The Phone Connection, Inc. d/b/a Affordable Phone Company	
for Approval of an Interconnection	

Case	No	

for Approval of an Interconnection Agreement Under the Telecommunications Act of 1996

APPLICATION FOR APPROVAL OF INTERCONNECTION AGREEMENT

COMES NOW The Phone Connection, Inc. d/b/a Affordable Phone Company, (Applicant), by its undersigned counsel, and hereby files its Application for Approval of an Interconnection Agreement (Agreement) between Applicant and ALLTEL Missouri, Inc. (ALLTEL) under the Telecommunications Act of 1996 (1996 Act). In support of this Application, Applicant states as follows:

I. THE PARTIES

Applicant is a competitive telecommunications carrier authorized to provide basic local exchange telecommunications services by the Commission in its <u>Order Granting</u> <u>Certificate to Provide Basic Local Telecommunications Services</u> dated July 2, 2002, in Case No. TA-2002-367. Applicant's authority to transact business in Missouri from the Secretary of State's Office was filed with the Commission in Case No. TA-2002-367 and that documentation is incorporated herein by reference pursuant to 4 CSR 240-2(1)(G). Applicant is a privately held corporation organized under the laws of Arkansas with its principal place of business at 808 South Baker Street, Mountain Home, Arkansas 72653. ALLTEL is an incumbent local exchange carrier authorized to provide basic local exchange

telephone service in Missouri; it maintains its principal offices at One Allied Drive, Little Rock, Arkansas 72202.

Applicant herein states, in accordance with 4 CSR 240-2.060 (1) (K), that there are no pending actions or final unsatisfied judgments or decisions against Applicant in any state, federal agency, or court which involve customer service or rates for which action, judgment, or decision has occurred within three (3) years of the date of this Application. Pursuant to 4 CSR 240-2.060 (1) (L), Applicant hereby states that the Company does not have any overdue annual reports or fees owed to the Missouri Public Service Commission.

II. INTERCONNECTION AGREEMENT REACHED

Applicant presents to this Commission for approval an Interconnection Agreement entered into between ALLTEL and Applicant, executed pursuant to the terms of the 1996 Act. A copy of the Agreement and Amendment is provided as Exhibit A. This agreement is a negotiated contract and is similar in terms to other agreements that ALLTEL has entered into with other competitive basic local telecommunications carriers, and which have previously been approved by the Commission. The Agreement was executed by Applicant on October 30, 2001, and by ALLTEL on September 30, 2002. There are no outstanding issues between Applicant and ALLTEL that need the assistance of mediation or arbitration.

II. REQUEST FOR APPROVAL

Applicant seeks the Commission's approval of the Agreement, consistent with the provisions of the 1996 Act and Missouri law. The implementation of this Agreement complies fully with Section 252(e) of the Federal Act because the Agreement is consistent

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with the public interest, convenience and necessity and does not discriminate against any telecommunications carrier.

Applicant respectfully requests that the Commission grant expeditious approval of this Agreement, without change, suspension or other delay in its implementation. This is a bilateral agreement, reached as a result of negotiations and compromise between the parties.

III. STANDARD FOR REVIEW

The statutory standards of review are set forth in Section 252(e) of the Federal Act which provides as follows:

- (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. MISSOURI LAW

The executed Agreement is consistent with Missouri Law.

V. CONCLUSION

WHEREFORE, Applicant respectfully requests that the Commission approve the Interconnection Agreement as soon as possible.

Respectfully submitted,

Mary Ann (Gart) Young #27951 WILLIAM D. STEINMEIER, P.C. P.O. Box 104595 2031 Tower Drive Jefferson City MO 65110-4595 Telephone: 573-634-8109 Facsimile: 573-634-8224 Email: myoung0654@aol.com

Counsel for The Phone Connection, Inc. d/b/a Affordable Phone Company

CERTIFICATE OF SERVICE

I hereby certify that a copy of this document was hand-delivered or mailed by first class mail, postage prepaid, to the Office of Public Counsel, the General Counsel's office counsel for Southwestern Bell Telephone Company this 4th day of November 2002.

STATE OF Arkansas SS. COUNTY OF Baxter

VERIFICATION

| Charles H. Huck ____, being duly sworn according to law, depose and say that I am an officer of Applicant The Phone Connection, Inc. d/b/a Affordable Phone Company; that I am authorized to and do make this verification for it; and that the facts set forth in the above Application are true and correct to the best of my knowledge, information and belief.

Company: President

SUBSCRIBED AND SWORN to me this 1 day of November, 2002.

Notary Public Molmam. Huck