

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Application for Approval)
of an Amendment to the Interconnection)
Agreement between DIECA Communications,)
Inc. d/b/a Covad Communications Company)
and Southwestern Bell Telephone, L.P. d/b/a)
AT&T Missouri)

Case No. TK-2006-0455

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission and for its recommendation respectfully states:

1. In the attached Memorandum, labeled Appendix A, the Staff recommends that the Missouri Public Service Commission grant approval of the *AMENDMENT TO THE INTERCONNECTION AGREEMENT BY AND BETWEEN ... SOUTHWESTERN BELL TELEPHONE, L.P. d/b/a ... AT&T MISSOURI AND COVAD COMMUNICATIONS COMPANY DIECA COMMUNICATIONS, INC. DIECA COMMUNICATIONS, INC. dba COVAD* (Agreement Amendment) filed by DIECA Communications, Inc. d/b/a Covad Communications Company under the provisions of the federal Telecommunications Act of 1996. This Agreement Amendment amends the interconnection agreement in place between DIECA Communications, Inc. d/b/a Covad Communications Company and Southwestern Bell Telephone, L.P. d/b/a AT&T Missouri (Agreement) adopted in Case No. TO-2001-4. The Agreement Amendment adds provisions pertaining to local number portability.

2. The terms of the Agreement Amendment do not discriminate against telecommunications carriers not a party to the Agreement and are not against the public interest, convenience or necessity. Pursuant to 47 U.S.C. §252(e), the Commission is to approve a negotiated interconnection agreement unless the terms of the agreement discriminate against a

telecommunications carrier not a party to the agreement, or implementation of the agreement or any portion thereof is inconsistent with the public interest, convenience, or necessity.

3. The applicants have not submitted a serially numbered copy of the Agreement Amendment. Staff recommends the Commission direct the Parties to submit a serially numbered copy of the Agreement Amendment.

WHEREFORE, because the terms of the Agreement Amendment satisfy the standard set forth in 47 U.S.C. §252(e), Staff recommends the Commission approve the Agreement Amendment, and also direct the Parties to submit a serially numbered copy of the Agreement Amendment.

Respectfully submitted,

/s/ David A. Meyer

David A. Meyer
Senior Counsel
Missouri Bar No. 46620

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronic mailed to all counsel of record this 26th day of June 2006.

/s/ David A. Meyer

MEMORANDUM

To: Missouri Public Service Commission Official Case File
Case No. **TK-2006-0455**
Party: DIECA Communications, Inc. d/b/a Covad Communications
Company

Type of Carrier:

☐ ILEC
☒ CLEC
☐ Wireless

Party: Southwestern Bell Telephone, L.P. d/b/a AT&T Missouri

Type of Carrier:

☒ ILEC
☐ CLEC
☐ Wireless

From: Sherri Kohly, Telecommunications Department

William L. Voight 06/23/06
Utility Operations Division/Date

David A. Meyer 06/23/06
General Counsel Office/Date

Subject: Staff Recommendation for Approval of Interconnection Agreement or
Amendment to Interconnection Agreement

Date: June 26, 2006

Date Filed: May 31, 2006

Staff Deadline: July 3, 2006

The Telecommunications Department Staff (Staff) recommends the Parties be granted approval of the submitted:

- ☐ Interconnection Agreement
☒ Amendment not previously approved

The parties submitted the proposed Agreement or Amendment to the Missouri Public Service Commission (Commission) pursuant to the terms of the Telecommunications Act of 1996 (Act). Staff has reviewed the proposed Agreement and believes it meets the limited requirements of the Act. Specifically, the Agreement: 1) does not discriminate against telecommunications carriers not party to the Agreement and 2) is not against the public interest, convenience or necessity. Staff recommends the Commission direct the Parties to submit any modifications or amendments to the Commission.

☒ The applicants have not submitted a serially numbered copy of the Agreement or Amendment. Staff recommends the Commission direct the Parties to submit a serially numbered copy of the Agreement or Amendment.

☐ Staff has a serially numbered copy of the Agreement or Amendment.

Additional Interconnection Agreement or Amendment Review Items

☒ No applications to intervene filed.

☒ Agreement or Amendment signed by both Parties.

Additional recommendations or special considerations (if any):

☒ The Company is not delinquent in filing an annual report and paying the PSC assessment.

☐ The Company is delinquent. Staff recommends the Commission grant the requested relief/action on the condition the applicant corrects the delinquency. The applicant should be instructed to make the appropriate filing in this case after it has corrected the delinquency.

(☐ No annual report ☐ Unpaid PSC assessment. Amount owed:)