

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

In the Matter of the Application of Comcast)	
Phone, LLC for Approval of its)	
Interconnection Agreement with Cellco)	Case No. TK-2006-0372
Partnership d/b/a Verizon Wireless)	

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission (Staff) 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 Interconnection and Reciprocal Compensation Agreement for Commercial Mobile Radio Service between Comcast Phone, LLC and Cellco Partnership d/b/a Verizon Wireless (Agreement) filed according to Comcast Phone of Missouri, LLC d/b/a Comcast Digital Phone under the provisions of the federal Telecommunications Act of 1996.

2. The terms of the Agreement 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. Comcast Phone of Missouri, LLC d/b/a Comcast Digital Phone filed its Application on March 29, 2006. Calendar year 2005 annual reports were due at the Commission on or before April 15, 2006. Although at the time the Application was filed, the company had complied with all annual report and assessment requirements, the company has subsequently fallen out of

compliance because the company has failed to submit its annual report for calendar year 2005 to the Commission. The nature of this case does not permit the Commission to approve the interconnection agreement on a conditional basis, but Staff recommends the Commission direct Comcast Phone of Missouri, LLC d/b/a Comcast Digital Phone to submit its annual report immediately and to make the appropriate filing in this case after it has corrected the delinquency. Staff also notes that Comcast Phone of Missouri, LLC d/b/a Comcast Digital Phone was notified by the General Counsel via mail on April 20, 2006 that if the company “does not immediately file its report it will be subject to legal action under state law for failure to submit an annual report on time.”

WHEREFORE, because the terms of the Agreement satisfy the standard set forth in 47 U.S.C. §252(e), Staff recommends the Commission approve the Agreement and direct the parties to submit any future modifications or amendments to the Agreement to the Commission for approval. Staff also recommends that the Commission direct Comcast Phone of Missouri, LLC d/b/a Comcast Digital Phone to submit its annual report immediately and to make the appropriate filing in this case after it has corrected the delinquency.

Respectfully submitted,

/s/ David A. Meyer

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 28th day of April 2006.

/s/ David A. Meyer
