

To: Missouri Public Service Commission Official Case File

Case No.: **TK-2007-0019**

Party: **Birch Telecom of Missouri, Inc. (Birch) and
Ionex Communications, Inc. (Ionex)**

Type of Carrier: ☐ Incumbent Local Exchange Carrier (ILEC)
☒ Competitive Local Exchange Carrier (CLEC)
☐ Wireless Carrier (CMRS)

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

Type of Carrier: ☒ Incumbent Local Exchange Carrier (ILEC)
☐ Competitive Local Exchange Carrier (CLEC)
☐ Wireless Carrier (CMRS)

From: Arthur P. Kuss
Telecommunications Department

William Voight 08/08/06
Utility Operations Division/Date

/s/ William K. Haas 08/08/06
General Counsel's Office/Date

Subject: Staff Recommendation for Approval of Amendment to Interconnection Agreement

Date: August 08, 2006

Date Filed: July 11, 2006

Staff Deadline: August 14, 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 have been filed. Intervention Deadline: August 02, 2006
- ☒ The Agreement or Amendment has been signed by both Parties.

Additional Recommendations or Special Considerations (if any):

Annual Report & Assessment Information

- ☒ The Parties are not delinquent in filing Annual Reports or paying PSC assessments.
- ☐ A Party is delinquent. Staff recommends the Commission grant the requested relief/action on the condition that 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:

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

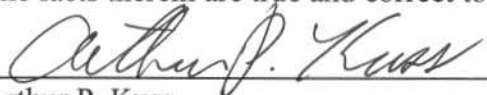
In the Matter of the Application for Approval of)
an Amendment to an Interconnection Agreement)
By and Between **Southwestern Bell Telephone,**)
L.P., d/b/a AT&T Missouri and Birch Telecom)
of Missouri, Inc, and Ionex Communications,)
Inc.

Case No. **TK-2007-0019**

AFFIDAVIT OF Arthur P. Kuss

STATE OF MISSOURI)
)
COUNTY OF COLE) ss:

Arthur P. Kuss, employee of the Staff of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that he has participated in the preparation of the accompanying Memorandum, and that the facts therein are true and correct to the best of his knowledge and belief.

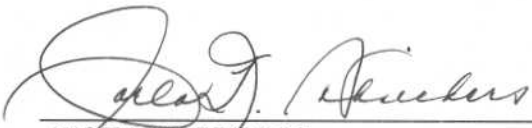


Arthur P. Kuss

Subscribed and affirmed before me this 8 th day of August, 2006.

I am commissioned as a Notary Public within the County of Cole, State of Missouri
and my commission expires on June 7, 2008.





NOTARY PUBLIC

