

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

In the Matter of the Application of Southwestern)
Bell Telephone Company, d/b/a AT&T Missouri,) **Case No. IK-2009-0199**
for Approval of an Interconnection Agreement)
Under the Telecommunications Act of 1996)

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission (Staff), by and through counsel, and submits its Staff Recommendation in Case No. IK-2009-0199 as follows:

1. On November 17, 2008, Southwestern Bell Telephone Company, d/b/a AT&T Missouri (AT&T Missouri or the Company) filed with the Missouri Public Service Commission (the Commission) *AT&T Missouri's Application For Approval Of An Interconnection Agreement* (Application), in which AT&T seeks approval of an Interconnection Agreement between the Company and TeleQuality Communications, Inc. (TeleQuality) pursuant to the Telecommunications Act of 1996.

2. On November 26, 2008, the Commission issued its *Order Directing Notice and Making TeleQuality Communications, Inc. a Party*, directing notice be sent to interexchange and local exchange telecommunications companies, joining TeleQuality as party to the case, setting an intervention deadline, and directing Staff to file a memorandum regarding AT&T Missouri's *Application* by December 29, 2008.

3. The statutory standard for review of an interconnection and resale agreement can be found in Section 252(e) of the Telecommunications Act of 1996, which states that an interconnection agreement adopted by negotiation shall be submitted for approval to the state commission, but that the state commission may only reject such agreement if it discriminates

against a telecommunications carrier not a party to the agreement or if its implementation is not consistent with the public interest, convenience, and necessity. 42 U.S.C. § 252(e)(2).

4. In the attached memorandum, labeled Appendix A, Staff states that the Interconnection Agreement does not discriminate against telecommunications carriers not parties to the Interconnection Agreement and that the Interconnection Agreement is not against the public interest, convenience or necessity.

5. AT&T Missouri is not delinquent in filing its annual report, or in paying its PSC assessment, or MoUSF and Relay Missouri surcharges.

WHEREFORE, Staff recommends the Commission approve the *Application* and direct the parties to submit to the Commission any subsequent modifications or amendments to the Interconnection Agreement.

Respectfully submitted,

/s/ Eric Dearmont

Eric Dearmont
Assistant General Counsel
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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 23rd day of December, 2008.

/s/ Eric Dearmont

MEMORANDUM

To: Missouri Public Service Commission Official Case File
Case No. IK-2009-0199
Party: AT&T Missouri
Type of Carrier:
 ILEC
 CLEC
 Wireless

Party: TeleQuality Communications, Inc.
Type of Carrier:
 ILEC
 CLEC
 Wireless

From: Lisa Mahaney, Telecommunications Department

William Voight 12/22/08
Utility Operations Division/Date

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

Date: 12/22/08

Date Filed: 11/17/08 **Staff Deadline:** 12/29/08

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, paying the PSC assessment, MoUSF, and Relay Missouri.

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:

Unpaid MoUSF Unpaid Relay Missouri)

