# BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI

In Re: ICC Bill and Keep Amendment to the	
Interconnection Agreement By and Between	
Spectra Communications Group, LLC d/b/a	Case No.
CenturyLink f/k/a Spectra Communications	)
Group, LLC and	
Sprint Spectrum L.P.	
Pursuant to Sections 251 and	)
252 of the Telecommunications Act of 1996.	

# APPLICATION OF CENTURYLINK FOR APPROVAL OF AN ICC BILL AND KEEP AMENDMENT TO THE INTERCONNECTION AGREEMENT

COMES NOW, Spectra Communications Group, LLC d/b/a CenturyLink f/k/a Spectra Communications Group, LLC ("CenturyLink") and hereby files its Application for Approval of an ICC Bill and Keep Amendment to the Interconnection Agreement ("Agreement") between Sprint Spectrum L.P. ("Sprint Spectrum") and CenturyLink pursuant to the Telecommunications Act of 1996 (the "Federal Act"). In support of its application, CenturyLink states the following:

#### I. APPLICANT

Spectra Communications Group, LLC d/b/a CenturyLink is a Delaware limited liability corporation that is duly authorized to do business in the state of Missouri and authorized by the Commission to provide basic local and interexchange telecommunications services. Copies of Spectra Communications Group, LLC's Certificate of Authority issued by the Missouri Secretary of State were filed in Case No. TM-2000-182 and incorporated herein by reference pursuant to Commission Rule 4 CSR 240-2.060(1)(G).

To CenturyLink's knowledge, there are no overdue assessments or annual reports nor are there any pending actions or final unsatisfied judgments or decisions against it involving customer service or rates occurring within the last three years.

## II. <u>INTERCONNECTION AGREEMENT</u>

CenturyLink presents to the Commission its application pursuant to the terms of the Federal Act. CenturyLink and Sprint Spectrum entered into an Interconnection Agreement, which was approved by the Commission in Case No. TO-2001-181. CenturyLink and Sprint Spectrum recently entered into the attached ICC Bill and Keep Amendment to the Interconnection Agreement. There are no outstanding issues related to the Agreement between the parties that require the assistance of mediation or arbitration.

#### III. STANDARD FOR REVIEW

The statutory standard of review under Section 252(e) of the Act states:

- (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 to shall approve or reject the agreement, with written findings as to any deficiencies.
  - (2) under subsection (a) if it finds Grounds for Rejection. The State commission may only reject.
    - (A) an agreement (or any portion thereof) adopted by negotiation 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; or...

CenturyLink further states that the Agreement is consistent with the public interest, convenience and necessity in that it allows for full and fair competition and greater choice for the consumer. The Agreement does not discriminate against other carriers who are not a party to the Agreement because the terms of the Agreement are equally available to any other carrier.

#### IV. REQUEST FOR APPROVAL

CenturyLink seeks the Commission's approval of the Amendment, consistent with the provisions of the Federal Act. CenturyLink and Sprint Spectrum believe that the implementation of this Agreement complies fully with Section 252(e) of the Federal Act because the Agreement is consistent with the public interest, convenience and necessity and does not discriminate against any telecommunications carrier. The Agreement promotes diversity in providers, provides interconnectivity, and increases customer choices for telecommunications services.

CenturyLink and Sprint Spectrum respectfully request that the Commission grant approval of the Agreement, without change, suspension or other delay in its implementation.

#### V. <u>CONCLU</u>SION

WHEREFORE, for the foregoing reasons, CenturyLink requests that the Commission approve the ICC Bill and Keep Amendment to the Interconnection Agreement between CenturyLink and Sprint Spectrum L.P.

Respectfully submitted,

Becky Owenson Kilpatrick

Bar No. 42042

625 Cherry Street

Columbia, Missouri 65201

Phone: 573.886.3506

Becky.kilpatrick@centurylink.com

### **VERIFICATION**

I, Becky Owenson Kilpatrick, an attorney and duly authorized representative of CenturyLink hereby verify and affirm that I have read the foregoing Application of CenturyLink for Approval of an ICC Bill and Keep Amendment to the Interconnection Agreement, and that the statements contained therein are true and correct to the best of my information and belief.

Becky Owenson Kilpatrick

Subscribed and sworn to before me on this day of April, 2014.

My Commission Expires: 6/22/17

RODNEY A. MISCHKE
Notary Public - Notary Seal
State of Missouri
Commissioned for Cole County
My Commission Expires: June 22, 2017
Commission Number: 13827277

Notary Public in and for said County and State

#### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on this 25 day of April 2014, a copy of the above and foregoing Application of CenturyLink for Approval of an ICC Bill and Keep Amendment to the Interconnection Agreement was served via email or U.S. Mail, postage prepaid, to each of the following:

Office of the Public Counsel Missouri Public Service Commission 200 Madison Street Jefferson City, Missouri 65101 opcservice@ded.mo.gov

Office of the General Counsel Missouri Public Service Commission 200 Madison Street Jefferson City, Missouri 65101 staffcounselservice@psc.mo.gov

Bret Lawson
Sprint - Counsel
6450 Sprint Parkway
Overland Park, KS 66251
Bret Lawson@sprint.com

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