

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

In Re: ICC VoIP Amendment No. 2 to the )  
Interconnection Agreement By and Between )  
Comcast Phone of Missouri, LLC d/b/a ) Case No. \_\_\_\_\_  
Comcast Digital Phone and )  
Embarq Missouri, Inc. d/b/a CenturyLink )  
Pursuant to Sections 251 and )  
252 of the Telecommunications Act of 1996. )

**APPLICATION OF CENTURYLINK FOR APPROVAL OF AN ICC VoIP  
AMENDMENT NO. 2 TO THE INTERCONNECTION AGREEMENT**

COMES NOW, Embarq Missouri, Inc. d/b/a CenturyLink ( "CenturyLink") hereby files its Application for Approval of an ICC VoIP Amendment No. 2 to the Interconnection Agreement ("Agreement") between Comcast Phone of Missouri, LLC d/b/a Comcast Digital Phone ("Comcast Phone") and CenturyLink pursuant to the Telecommunications Act of 1996 (the "Federal Act"). In support of its application, CenturyLink states the following:

**I. APPLICANT**

CenturyLink is a Missouri corporation with offices at 319 Madison, Jefferson City, Missouri 65102. CenturyLink is authorized to transact business within the State of Missouri and is authorized by the Missouri Public Service Commission ("Commission") to provide basic local and interexchange telecommunications service within the state.

CenturyLink was originally incorporated in Missouri in 1929 as The United Telephone Company. A restatement of its certification was received in Case No. TA-88-87. CenturyLink has received all necessary Commission and Secretary of State approvals for subsequent name changes and is a corporation in good standing in the State of Missouri.

Evidence of proper name registrations was most recently provided to this Commission in Case No. TO-97-53 (Re: United Telephone Company of Missouri's Adoption Notice Designed to Change the Company's Name to United Telephone Company of Missouri d/b/a Sprint), Case No. TO-98-107 (Application of United Telephone Company of Missouri d/b/a Sprint for Approval of Name Change to Sprint Missouri, Inc.), Case No. TN-2006-0416 (Re Name Change Request of Sprint Missouri, Inc., to Embarq Missouri, Inc., d/b/a Embarq) and Case No. TN-2010-0086 (Fictitious Name Change Request of Embarq Missouri, Inc. d/b/a Embarq to Embarq Missouri, Inc. d/b/a CenturyLink). CenturyLink requests that the information in those cases be incorporated herein by reference. To CenturyLink's knowledge there are no overdue assessments or annual reports or final unsatisfied judgments or decisions against it involving customer service or rates occurring within the last three years other than one pending action (TC-2012-0304, Duane Farrant v. Embarq Missouri, Inc. d/b/a CenturyLink).

## II. INTERCONNECTION AGREEMENT

CenturyLink presents to the Commission its application pursuant to the terms of the Federal Act. CenturyLink and Comcast Phone entered into an Interconnection and Resale Agreement dated January 28, 2008, which adopted the Interconnection, Collocation and Resale Agreement between 1-800-Reconex, Inc. d/b/a U.S. Tel And Embarq Missouri, Inc., which was approved by the Commission in Docket No. TK-2007-0339 on May 1, 2007. CenturyLink and Comcast Phone recently entered into the attached ICC VoIP Amendment No. 2 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 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

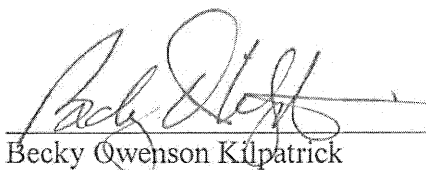
CenturyLink seeks the Commission's approval of the Agreement, consistent with the provisions of the Federal Act. CenturyLink and Comcast Phone believe that the implementation of this Agreement complies fully with Section 252(e) of the Federal Act because the Agreement is consistent with the public interest, 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 Comcast Phone respectfully request that the Commission grant approval of the Agreement, without change, suspension or other delay in its implementation.

V. CONCLUSION

WHEREFORE, for the foregoing reasons, CenturyLink requests that the Commission approve the ICC VoIP Amendment No. 2 to the Interconnection Agreement between CenturyLink and Comcast Phone of Missouri, LLC d/b/a Comcast Digital Phone

Respectfully submitted,



Becky Owenson Kilpatrick

Bar No. 42042

319 Madison Street

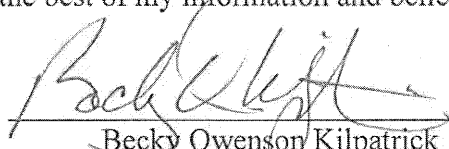
Jefferson City, Missouri 65101

(573) 636-4261

[Becky.kilpatrick@centurylink.com](mailto: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 VoIP Amendment No. 2 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 30<sup>th</sup> day of April 2013.

My Commission Expires:

6/22/2013

  
\_\_\_\_\_  
Notary Public in and for said  
County and State

RODNEY A. MISCHKE  
Notary Public - Notary Seal  
State of Missouri  
Commissioned for Cole County  
My Commission Expires: June 22, 2013  
Commission Number: 09827277

**CERTIFICATE OF SERVICE**


The undersigned hereby certifies that on this 30<sup>th</sup> day of April 2013, a copy of the above and foregoing Application of CenturyLink for Approval of an ICC VoIP Amendment No. 2 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](mailto:opcservice@ded.mo.gov)

Office of the General Counsel  
Missouri Public Service Commission  
200 Madison Street  
Jefferson City, Missouri 65101  
[staffcounsel@psc.mo.gov](mailto:staffcounsel@psc.mo.gov)

Comcast Phone of Missouri, LLC  
Attention: Sam Cullari  
Senior Counsel  
One Comcast Center, 50th Floor  
Philadelphia, PA 19103

Comcast Phone of Missouri, LLC  
Attention: Beth Choroser  
Executive Director, Regulatory Compliance  
One Comcast Center, 50th Floor  
Philadelphia, PA 19103

  
\_\_\_\_\_