

**AMENDMENT TO  
INTERCONNECTION AGREEMENT  
BY AND BETWEEN  
SOUTHWESTERN BELL TELEPHONE COMPANY d/b/a AT&T MISSOURI  
AND  
XSPEDIUS MANAGEMENT CO. SWITCHED SERVICES, LLC AND XSPEDIUS MANAGEMENT  
CO. OF KANSAS CITY, LLC D/B/A XSPEDIUS COMMUNICATIONS**

The Interconnection Agreement-Missouri by and between Southwestern Bell Telephone Company<sup>1</sup> d/b/a AT&T Missouri ("AT&T Missouri") and tw telecom of kansas city llc (f/k/a Xspedius Management Co. Switched Services, LLC and Xspedius Management Co. of Kansas City, LLC d/b/a Xspedius Communications), is hereby amended as follows.

**WHEREAS**, AT&T Missouri and Xspedius Management Co. Switched Services, LLC and Xspedius Management Co. of Kansas City, LLC d/b/a Xspedius Communications ("Xspedius") are the parties to that certain "Interconnection Agreement-Missouri" dated as of August 9, 2005 (the "Agreement"); and

**WHEREAS**, the Missouri assets of Xspedius Management Co. Switched Services, LLC have been transferred by assignment to Xspedius Management Co. of Kansas City, LLC; and

**WHEREAS**, Xspedius Management Co. of Kansas City, LLC has changed its name to "tw telecom of kansas city llc" ("tw telecom"), and wishes to reflect that name change as set forth herein.

**NOW, THEREFORE**, in consideration of the mutual promises contained herein, AT&T Missouri and tw telecom hereby agree as follows:

1. The Agreement is hereby amended to reflect the name change from "Xspedius Management Co. Switched Services, LLC and Xspedius Management Co. of Kansas City, LLC d/b/a Xspedius Communications" to "tw telecom of kansas city llc."
2. AT&T Missouri shall reflect that assignment of assets and name change from "Xspedius Management Co. Switched Services, LLC and Xspedius Management Co. of Kansas City, LLC d/b/a Xspedius Communications" to "tw telecom of kansas city llc" only for the main billing account (header card) for each of the accounts previously billed to Xspedius. AT&T Missouri shall not be obligated, whether under this Amendment or otherwise, to make any other changes to AT&T Missouri's records with respect to those accounts, including to the services and items provided and/or billed thereunder or under the Agreement. Without limiting the foregoing, tw telecom affirms, represents, and warrants that the OCN for those accounts shall not change from that previously used by Xspedius with AT&T Missouri for those accounts and the services and items provided and/or billed thereunder or under the Agreement.
3. Once this Amendment is effective, tw telecom shall operate with AT&T Missouri under the "tw telecom of kansas city llc" name for those accounts. Such operation shall include, by way of example only, submitting orders under tw telecom, and labeling (including re-labeling) equipment and facilities with tw telecom.
4. Section 4 of the General Terms and Conditions is amended by adding the following section:
  - 4.2.1.2 Notwithstanding anything to the contrary in this Section 4, the original expiration date of the Agreement, as modified by this Amendment, will be extended for a period of three (3) years from November 10, 2008 until November 10, 2011 (the "Extended Expiration Date"). The Agreement shall expire on the Extended Expiration Date; provided, however, that during the period from the effective date of this Amendment until the Extended Expiration Date, the Agreement may be terminated earlier either by written notice from tw telecom of kansas city llc, by AT&T pursuant to the Agreement's early termination provisions, by mutual

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<sup>1</sup> On December 30, 2001, Southwestern Bell Telephone Company (a Missouri corporation) was merged with and into Southwestern Bell Texas, Inc. (a Texas corporation) and, pursuant to Texas law, was converted to Southwestern Bell Telephone, L.P., a Texas limited partnership. On June 29, 2007, Southwestern Bell Telephone, L.P., a Texas limited partnership, was merged with and into SWBT Inc., a Missouri corporation, with SWBT Inc. as the survivor entity. Simultaneous with the merger, SWBT Inc. changed its name to Southwestern Bell Telephone Company. Southwestern Bell Telephone Company is doing business in Missouri as "AT&T Missouri."

agreement of the parties, or upon the effective date of a written and signed superseding agreement between the parties.

5. The Parties acknowledge and agree that AT&T Missouri shall permit the extension of this Agreement, subject to amendment to reflect future changes of law as and when they may arise.
6. EXCEPT AS MODIFIED HEREIN, ALL OTHER TERMS AND CONDITIONS OF THE UNDERLYING AGREEMENT SHALL REMAIN UNCHANGED AND IN FULL FORCE AND EFFECT.
7. In entering into this Amendment, neither Party waives, and each Party expressly reserves, any rights, remedies or arguments it may have at law or under the intervening law or regulatory change provisions in the underlying Agreement (including intervening law rights asserted by either Party via written notice predating this Amendment) with respect to any orders, decisions, legislation or proceedings and any remands thereof, which the Parties have not yet fully incorporated into the Agreement or which may be the subject of further review.
8. This Amendment shall be filed with and is subject to approval by the Missouri Public Service Commission and shall become effective ten (10) days following approval by such Commission.

tw telecom of kansas city llc  
By: tw telecom management co. llc, its sole member

Southwestern Bell Telephone Company d/b/a AT&T  
Missouri by AT&T Operations, Inc., its authorized  
agent

By: Tina Davis

By: Eddie A. Reed, Jr.

Printed: Tina Davis  
Senior Vice President  
Deputy General Counsel

Printed: Eddie A. Reed, Jr.

Title: \_\_\_\_\_  
(Print or Type)

Title: Director-Interconnection Agreements

Date: 2/5/09

Date: 2-10-09

Resale OCN # 7917

UNE OCN # 170B

Switch Based OCN # 7589

ACNA AVS