

**PUBLIC UTILITY COMMISSION OF OREGON
STAFF REPORT
PUBLIC MEETING DATE: August 25, 2020**

REGULAR CONSENT EFFECTIVE DATE _____ N/A _____

DATE: July 31, 2020

TO: Public Utility Commission

FROM: Stephen Hayes

THROUGH: Bryan Conway and Michael Dougherty **SIGNED**

SUBJECT: OREGON PUBLIC UTILITY COMMISSION STAFF:
Request to approve Negotiated Interconnection Agreements and
Amendments submitted pursuant to Section 252(e) of the
Telecommunications Act of 1996.

STAFF RECOMMENDATION:

Approve the new negotiated interconnection agreement and amendment listed below, with the new and amended agreement to be considered legally enforceable on the date of Commission approval.

DISCUSSION:

47 U.S.C. Sections 252(a) and (e) require that any negotiated interconnection agreement, including amendments to an existing agreement, be submitted to a state commission for approval. Under 47 U.S.C. Section 252(e)(4), the Commission must approve or reject such agreements within 90 days of filing. The Commission may reject an agreement only if it finds 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 thereof, is not consistent with the public interest, convenience, and necessity.
See 47 U.S.C. Section 252(e)(2).

An interconnection agreement or amendment thereto is not legally enforceable until approved by a state commission. See 47 U.S.C. Sections 252(a) and (e). Accordingly, although the contracting parties may state in the agreement that each will abide by the

agreement prior to its approval by the Commission, the legally enforceable date under 47 U.S.C. Section 252 of any submitted agreement or amendment is the date the Commission approves it.

Staff has reviewed the following new agreement and amendment organized by filing date and submitted for Commission approval:

Docket	Parties to the Agreement or Amendment
ARB 509(20)	Lightspeed Networks, INC. d/b/a LS Networks and Qwest Corporation dba CenturyLink QC
ARB 1196	Teleport Communications America, LLC and Roome Telecommunications, INC.

Staff recommends approval of the agreement and amendment. Staff finds that the new and amended agreement does not discriminate against non-party telecommunications carriers and does not appear to be inconsistent with the public interest, convenience, and necessity. Accordingly, Staff concludes that there is no basis under the Act to reject the agreement or amendment.

PROPOSED COMMISSION MOTION:

Approve the new negotiated interconnection agreement and amendments listed above.