

**BEFORE THE PUBLIC UTILITY COMMISSION**

**OF OREGON**

ARB 655(1)

In the Matter of )  
 )  
METROPOLITAN )  
TELECOMMUNICATIONS OF OREGON, )  
INC. and QWEST CORPORATION )  
 )  
First Amendment to Interconnection Agreement )  
Submitted for Commission Approval Pursuant )  
to Section 252(e) of the Telecommunications )  
Act of 1996. )

STAFF COMMENTS

RECOMMENDATION: APPROVE AMENDMENT

On March 2, 2005, Metropolitan Telecommunications of Oregon, Inc. and Qwest Corporation filed a first amendment to the interconnection agreement previously acknowledged by the Public Utility Commission of Oregon (Commission), recognizing the adoption of ARB 526 terms. The parties seek approval of the amendment under Section 252(e) of the Telecommunications Act of 1996. The Commission provided notice by posting an electronic copy of the agreement on the World Wide Web, at: <http://www.puc.state.or.us/caragmnt/>. The Commission Staff (Staff) offers these comments.

Under the Act, the Commission must approve or reject an agreement or amendment thereto reached through voluntary negotiation within 90 days of filing. The Commission may reject an agreement or amendment only if it finds that:

- (1) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or
- (2) the implementation of such agreement or portion thereof is not consistent with the public interest, convenience, and necessity.

Staff recommends approval of the amendment. Staff concludes that the amendment to the previously acknowledged agreement does not appear to discriminate against telecommunications carriers who are not parties to the agreement and does not appear to be inconsistent with the public interest, convenience, and necessity.

Dated at Salem, Oregon this 22nd day of March, 2005.

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**David Booth**  
Manager, Competitive Issues  
Telecommunications Division