

**PUBLIC UTILITY COMMISSION OF OREGON  
STAFF REPORT  
PUBLIC MEETING DATE: May 5, 2020**

REGULAR  CONSENT  EFFECTIVE DATE \_\_\_\_\_ N/A \_\_\_\_\_

**DATE:** April 21, 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:**

Staff recommends the Commission approve the new negotiated interconnection agreement and amendments listed below, with the new and amended agreements 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 amendments organized by filing date and submitted for Commission approval:

<b>Docket</b>	<b>Parties to the Agreement or Amendment</b>
ARB 527B(8) ARB 527A(10)	AT&T Corporation and Qwest Corporation dba CenturyLink Teleport Communications, LLC and Qwest Corporation dba CenturyLink QC
ARB 1193	BullsEye Telecom, Inc. and Citizens Telecommunications Company of Oregon
ARB 544(3)	BullsEye Telecom, Inc. and Qwest Corporation dba CenturyLink QC
ARB 544 (4)	BullsEye Telecom, Inc. and Qwest Corporation dba CenturyLink QC
ARB 1179(1)	BullsEye Telecom, Inc. and CenturyTel of Eastern Oregon, Inc. and CenturyTel of Oregon, Inc. dba CenturyLink
ARB 825(1)	Bullseye Telecom, Inc. and United Telephone Company of the Northwest / Embarq dba CenturyLink
ARB 759(4)	Silver Star Telecom, LLC and Qwest Corporation dba CenturyLink QC
ARB 1007(1) ARB 1024(1)	Spectrotel, Inc. and Qwest Corporation dba CenturyLink QC Spectrotel, Inc. and United Telephone Company of the Northwest dba CenturyLink
ARB 1070(1)	Spectrotel, Inc. and CenturyTel of Eastern Oregon, Inc. and CenturyTel of Oregon, Inc. dba CenturyLink
ARB 895(2)	Astound Broadband, LLC and Qwest Corporation dba CenturyLink QC
ARB 1019(2) ARB 791(1)	Ednetics, Inc. and Qwest Corporation dba CenturyLink Charter Fiberlink OR – CCVII, LLC dba Charter Communications and Qwest Corporation dba CenturyLink QC
ARB 1085(1)	Global Grid Telecom, Inc. and Qwest Corporation dba CenturyLink QC
ARB 1157(3)	Airus, Inc. and Qwest Corporation dba CenturyLink QC

Staff recommends approval of the agreement and amendments. Staff finds that the new and amended agreements do not discriminate against non-party telecommunications carriers and do 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 amendments to agreements.

**PROPOSED COMMISSION MOTION:**

Approve the new negotiated interconnection agreement and amendments listed above.