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**BEFORE THE PUBLIC UTILITY COMMISSION**

**OF OREGON**

ARB 204(3) and (4)

In the Matter of the Third and Fourth Amendments to )  
the Wireline Interconnection Agreement Between )  
WESTERN TELEPHONE INTEGRATED )  
COMMUNICATIONS, INC. and QWEST )  
CORPORATION (fka U S WEST )  
COMMUNICATIONS), Submitted for Commission )  
Approval Pursuant to Section 252(e) of the )  
Telecommunications Act of 1996. )

ORDER

**DISPOSITION: AMENDMENTS APPROVED**

On September 5, 2000, Western Telephone Integrated Communications, Inc. (WTIC) and Qwest Corporation (Qwest), filed with the Public Utility Commission of Oregon (Commission), third and fourth amendments to the interconnection agreement previously adopted and acknowledged by letter from the Commission on February 23, 2000. The first and second amendments to this interconnection agreement were approved on October 24, 2000, with Order No. 00-674. The parties seek approval of these third and fourth amendments under Section 252(e) of the Telecommunications Act of 1996 (Act).

Under the Act, the Commission must approve or reject an agreement reached through voluntary negotiation within 90 days of filing. The Commission may reject an agreement 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 is not consistent with the public interest, convenience, and necessity.

The Commission provided notice of the request for approval and an opportunity to comment to a list of persons who have participated in arbitrations under the Act. PUC Staff filed comments.

Staff concluded that the amendments to the previously filed agreement do not appear to discriminate against telecommunications carriers who are not parties to the agreement and do not appear to be inconsistent with the public interest, convenience, and necessity.

**OPINION**

The Commission has reviewed the amendments to the previously approved agreement and the comments. No participant in the proceeding has requested that the amendments be rejected or has presented any reason for rejection. The Commission concludes that there is no basis under the Act to reject the amendments and that the amendments should be approved.

**CONCLUSIONS**

1. There is no basis for finding that the amendments to the previously approved agreement discriminate against any telecommunications carrier not a party to the agreement.
2. There is no basis for finding that implementation of the amended agreement is not consistent with the public interest, convenience, and necessity.
3. The amendments should be approved.

**ORDER**

IT IS ORDERED that the third and fourth amendments to the previously approved agreement, between Western Telephone Integrated Communications, Inc. and Qwest Corporation, are approved.

Made, entered, and effective \_\_\_\_\_.

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**William G. Warren**

Director

Utility Program

A party may request rehearing or reconsideration of this order pursuant to ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order to a court pursuant to applicable law.