

ORDER NO. 13 019

ENTERED JAN 29 2013

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

ARB 567(2), ARB 568(2), ARB 569(2), ARB 570(2), ARB 571(2), ARB 572(2),
ARB 573(2), ARB 590(2), ARB 591(2), ARB 592(2), ARB 593(2), ARB 594(2),
ARB 595(2), ARB 598(2), ARB 599(2), ARB 600(2), ARB 601(1), ARB 602(1),
ARB 603(1), ARB 604(1), ARB 605(1), ARB 606(1), ARB 607(1), ARB 608(1),
ARB 609(1), ARB 610(1), ARB 611(1), ARB 612(1), ARB 613(1), ARB 614(1),
ARB 618(1), ARB 619(1), ARB 620(2), ARB 621(2), ARB 625(2), ARB 630(1),
ARB 631(2), ARB 632(1), ARB 633(1), ARB 643(1), ARB 785(2), ARB 1019(1)

In the Matter of

PUBLIC UTILITY COMMISSION OF
OREGON STAFF,

Request to approve Negotiated Interconnection
Agreements and Amendments Submitted
Pursuant to Section 252(e) of the
Telecommunications Act of 1996.

ORDER

DISPOSITION: STAFF'S RECOMMENDATION ADOPTED

At its Public Meeting on January 29, 2013, the Public Utility Commission of Oregon adopted Staff's recommendation in this matter. The Staff Report with the recommendation is attached as Appendix A.



BY THE COMMISSION:

Becky L. Beier

Becky L. Beier
Commission Secretary

A party may request rehearing or reconsideration of this order under 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 860-001-0720. A copy of the request must also be served on each party to the proceedings as provided in OAR 860-001-0180(2). A party may appeal this order by filing a petition for review with the Court of Appeals in compliance with ORS 183.480 through 183.484.

**PUBLIC UTILITY COMMISSION OF OREGON
STAFF REPORT
PUBLIC MEETING DATE: January 29, 2013**

REGULAR _____ CONSENT X EFFECTIVE DATE _____ N/A _____

DATE: January 17, 2013

TO: Public Utility Commission

FROM: Mitch Moore *mm*

THROUGH: Jason Eisdorfer *JE*, Bryan Conway *Konfer*, and Kay Marinos *KM*

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 negotiated amendments to previously negotiated agreements listed below, with the amendments to be considered legally enforceable on the date of Commission approval.

DISCUSSION:

47 U.S.C. Sections 252(a) and (e) (hereafter "Section 252") require that any negotiated interconnection agreement, including amendments to an existing agreement, be submitted to a state commission for approval. Under the Act, 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 Section 252(e)(2).

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An interconnection agreement or amendment thereto is not legally enforceable until approved by a state commission. See 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 Section 252 of any submitted agreement or amendment is the date the Commission approves it.

Staff has reviewed the following amendments submitted for Commission approval:

Docket	Parties to the Amendment or Agreement
ARB 1019(1) ARB 620(2)	Ednetics, Inc. and Qwest Communications dba CenturyLink QC Sprint Spectrum L.P./Nextel Operations, Inc. and Canby Telephone Association
ARB 572(2)	Sprint Spectrum L.P./Nextel Operations, Inc. and Colton Telephone Company
ARB 593(2)	Sprint Spectrum L.P./Nextel Operations, Inc. and Helix Telephone Co.
ARB 571(2)	Sprint Spectrum L.P./Nextel Operations, Inc. and Molalla Telephone Company
ARB 573(2)	Sprint Spectrum L.P./Nextel Operations, Inc. and Monitor Cooperative Telephone Company
ARB 598(2)	Sprint Spectrum L.P./Nextel Operations, Inc. and Monroe Telephone Company
ARB 569(2)	Sprint Spectrum L.P./Nextel Operations, Inc. and Mount Angel Telephone Company
ARB 567(2)	Sprint Spectrum L.P./Nextel Operations, Inc. and Nehalem Telecommunications, Inc.
ARB 594(2)	Sprint Spectrum L.P./Nextel Operations, Inc. and North-State Telephone Co.
ARB 595(2)	Sprint Spectrum L.P./Nextel Operations, Inc. and Oregon Telephone Corporation
ARB 568(2)	Sprint Spectrum L.P./Nextel Operations, Inc. and People's Telephone Co.
ARB 570(2)	Sprint Spectrum L.P./Nextel Operations, Inc. and Stayton Cooperative Telephone Company
ARB 600(2)	Sprint Spectrum L.P./Nextel Operations, Inc. and Pioneer Telephone Cooperative
ARB 621(2)	Sprint Spectrum L.P./Nextel Operations, Inc. and St. Paul Cooperative Telephone Association

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ARB 625(2) Sprint Spectrum L.P./Nextel Operations, Inc. and Trans-Cascades Telephone Company
ARB 631(2) Sprint Spectrum L.P./Nextel Operations, Inc. and Scio Mutual Telephone Association
ARB 592(2) Sprint Spectrum L.P./Nextel Operations, Inc. and Gervais Telephone Company
ARB 591(2) Sprint Spectrum L.P./Nextel Operations, Inc. and Clear Creek Mutual Telephone Company
ARB 590(2) Sprint Spectrum L.P./Nextel Operations, Inc. and Cascade Utilities, Inc.
ARB 785(2) Sprint Spectrum L.P./Nextel Operations, Inc. and Beaver Creek Cooperative Telephone Company
ARB 599(2) Sprint Spectrum L.P./Nextel Operations, Inc. and Roome Telecommunications, Inc.
ARB 612(1) T-Mobile West LLC and Helix Telephone Co.
ARB 633(1) T-Mobile West LLC and Clear Creek Mutual Telephone Company
ARB 602(1) T-Mobile West LLC and Gervais Telephone Company
ARB 601(1) T-Mobile West LLC and Monroe Telephone Company
ARB 610(1) T-Mobile West LLC and Colton Telephone Company
ARB 630(1) T-Mobile West LLC and Nehalem Telecommunications, Inc.
ARB 643(1) T-Mobile West LLC and Canby Telephone Association
ARB 606(1) T-Mobile West LLC and North-State Telephone Co.
ARB 613(1) T-Mobile West LLC and Oregon Telephone Corporation
ARB 605(1) T-Mobile West LLC and Pioneer Telephone Cooperative
ARB 618(1) T-Mobile West LLC and St. Paul Cooperative Telephone Association
ARB 609(1) T-Mobile West LLC and People's Telephone Co.
ARB 608(1) T-Mobile West LLC and Stayton Cooperative Telephone Company
ARB 619(1) T-Mobile West LLC and Roome Telecommunications Inc.
ARB 603(1) T-Mobile West LLC and Scio Mutual Telephone Association
ARB 632(1) T-Mobile West LLC and Trans-Cascades Telephone Company
ARB 614(1) T-Mobile West LLC and Cascade Utilities, Inc.
ARB 604(1) T-Mobile West LLC and Mount Angel Telephone Company
ARB 611(1) T-Mobile West LLC and Monitor Cooperative Telephone Company
ARB 607(1) T-Mobile West LLC and Molalla Telephone Company

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Staff recommends approval of the amendments. Staff finds that the amendments 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 amendments.

PROPOSED COMMISSION MOTION:

The new amendments to previously negotiated agreements listed above be approved.

ARB agreements 1-29-13.doc