

THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

Before Commissioners:                    Thomas E. Wright, Chairman  
   Michael C. Moffet  
   Joseph F. Harkins

In the Matter of the Application of                    )  
Southwestern Bell Telephone, L.P. for                    )  
Approval of Interconnection Agreement                    )                    Docket No. 06-SWBT-373-IAT  
Under the Telecommunications Act of 1996                    )                    Telecom  
With IDT America Corp.                    )

**ORDER GRANTING MODIFICATION TO INTERCONNECTION AGREEMENT**

NOW, the above-captioned matter comes before the State Corporation Commission of the State of Kansas (“Commission”). Having examined its files and records, and being duly advised in the premises, the Commission finds and concludes as follows:

1.        On November 21, 2008, Southwestern Bell Telephone Company, L.P., d/b/a AT&T Kansas (“AT&T”) filed an application for approval of a Modification to an Interconnection Agreement (“Agreement”) between AT&T and IDT America Corporation (“IDT”).

2.        AT&T and IDT are certificated Local Exchange Carriers in Kansas. AT&T and IDT are properly registered with the Kansas Secretary of State’s office and are “active and in good standing” with that office.

3.        The Agreement addresses Interconnection matters between AT&T and IDT. This Modification seeks to extend the Agreement’s expiration date to December 13, 2011.

4.        There are no outstanding issues involving the Agreement that require the assistance of mediation or arbitration.

5. Section 252(e) of the Telecommunications Act of 1996 states that state commissions may reject a negotiated agreement only if it finds that the agreement (or portions thereof) discriminates against a telecommunications carrier not a party to the agreement; or the implementation of such an agreement (or portions thereof) is not consistent with the public interest, convenience and necessity.

6. AT&T submitted the affidavit of Janet Arnold, Manager-Regulatory Relations, to establish that the Agreement submitted satisfies the standards for approval under Federal law.

7. The Commission finds and concludes that the Agreement between AT&T and IDT should be approved. The implementation of the Agreement is consistent with the public interest, convenience and necessity and does not, on its face, discriminate against any telecommunications provider not a party to the agreement.

**IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:**

A. The Application of Southwestern Bell Telephone Company, L.P., d/b/a AT&T Kansas for approval of a Modification to an Interconnection Agreement with IDT America Corporation is hereby approved. The expiration date of the Agreement is hereby extended to December 13, 2011.

B. The parties have fifteen days, plus three days if service of this order is by mail, from the date this order was served in which to petition the Commission for reconsideration of any issue or issues decided herein. K.S.A. 66-118b; K.S.A. 2007 Supp. 77-529.

C. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further order, or orders, as it may deem necessary.

**BY THE COMMISSION IT IS SO ORDERED.**

Wright, Chmn.; Moffet, Com.; Harkins, Com.

Dated: DEC 09 2008

**ORDERED MAILED**

**DEC 09 2008**

 **EXECUTIVE  
DIRECTOR**

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Susan K. Duffy  
Executive Director

RLL:tms