# THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners: Andrew J. French, Chairperson

Dwight D. Keen Susan K. Duffy

In the Matter of the Application of Southwestern	)
Bell Telephone Company for Approval of	
Interconnection Agreement Under the	) Dealest No. 21 SWDT 270 LAT
Interconnection Agreement Under the Telecommunications Act of 1996 With	) Docket No. 21-5 w B1-270-1A1
McLeodUSA Telecommunications Services,	)
LLC	)

#### **ORDER ASSESSING COSTS**

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and determination. Having examined its files and records and being fully advised in the premises, the Commission finds and concludes the following:

- 1. The Commission is authorized to assess the expenses of a proceeding, opened upon its own motion, on complaint, or upon an application to it, if the expenses attributable to the investigation exceed the sum of \$100.\(^1\) Therefore, if the \$100 threshold is met in this matter, the Commission will assess these expenses against Southwestern Bell Telephone Co., d/b/a AT&T Kansas and McLeodUSA Telecommunications Services, LLC.
- 2. Expenses attributable to this docket shall be assessed beginning three (3) days after the notice of assessment is given by service of this Order. Southwestern Bell Telephone Co., d/b/a AT&T Kansas and McLeodUSA Telecommunications Services, LLC are hereby notified that they have the right to request a hearing regarding this assessment in accordance with the provisions of the Kansas administrative procedure act, K.S.A. 77-501 *et seq.*<sup>2</sup>

#### THEREFORE THE COMMISSION ORDERS THAT:

- A. Southwestern Bell Telephone Co., d/b/a AT&T Kansas and McLeodUSA Telecommunications Services, LLC are assessed the costs of this proceding.
- B. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).<sup>3</sup>
- C. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it may deem necessary.

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

French, Chairperson; Keen, Commissioner; Duffy, Commissioner

Lynn M. Ref

Lynn M. Retz Executive Director

WAH/am

<sup>&</sup>lt;sup>1</sup> K.S.A. 66-1502 and 66-1513.

<sup>&</sup>lt;sup>2</sup> K.S.A. 66-1502.

<sup>&</sup>lt;sup>3</sup> K.S.A. 66-1502; K.S.A. 66-118b; K.S.A. 77-503(c); K.S.A. 77-513(b)

## **CERTIFICATE OF SERVICE**

### 21-SWBT-270-IAT

I, the undersigned, certify that a true copy of the attached Orc	der has been served to the following by means of
electronic service on	
WALKER HENDRIX, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD RD TOPEKA, KS 66604 Fax: 785-271-3354 w.hendrix@kcc.ks.gov	BRUCE NEY, ATTORNEY  816 CONGRESS AVE SUITE 1100 AUSTIN, TX 78701-2471 Fax: 512-870-3420 bruce.ney@att.com
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	/S/ DeeAnn Shupe

DeeAnn Shupe