

**BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

STATE CORPORATION COMMISSION

JAN 14 1999

Application of Southwestern Bell Telephone)
Company for Approval of Interconnection and)
Reciprocal Compensation Agreement Under)
the Telecommunications Act of 1996 with)
Panhandle Telecommunication Systems, Inc.)

Docket. No. 99-SWBT-468-IAT

David J. Heinemann Docket
Room

**APPLICATION OF SOUTHWESTERN BELL TELEPHONE COMPANY FOR
APPROVAL OF AGREEMENT FOR INTERCONNECTION AND
RECIPROCAL COMPENSATION UNDER THE
TELECOMMUNICATIONS ACT OF 1996**

Southwestern Bell Telephone Company (SWBT) hereby files this Application for Approval of Agreement for Interconnection and Reciprocal Compensation (the Agreement) with Panhandle Telecommunication Systems, Inc. (Panhandle), under the Telecommunications Act of 1996, Public Law No. 104-104 (Federal Act) and would respectfully show the Kansas Corporation Commission (Commission) the following:

I. AGREEMENT REACHED

SWBT presents to this Commission for approval an agreement negotiated and executed pursuant to the terms of the Federal Act (Agreement, Attachment I). After comprehensive, good faith negotiations to address all of the complex issues involved in such an agreement, the parties executed the Agreement for Interconnection and Reciprocal Compensation on December 14, 1998 and filed herewith, together with

attachments incorporated therein. There are no outstanding issues between SWBT and Panhandle that need the assistance of mediation or arbitration.

II. REQUEST FOR APPROVAL

SWBT seeks the Commission's approval of the Agreement, consistent with the provisions of the Federal Act. SWBT believes that the implementation of this Agreement complies fully with Section 252(e) of the Federal Act because the Agreement is consistent with the public interest, convenience and necessity and does not discriminate against any telecommunications carrier. The Agreement promotes diversity in providers, provides interconnectivity, and will increase customer choices for telecommunications services.

SWBT respectfully requests that the Commission grant expeditious approval of this Agreement, without change, suspension or other delay in its implementation. This is a bilateral agreement, reached as a result of negotiation and compromise and the parties do not believe a docket or intervention by other parties is necessary or appropriate.

III. STANDARD FOR REVIEW

The statutory standards of review are set forth in Section 252(e) of the Federal Act which provides as follows:

Section 252(e) of the Federal Act:

(e) APPROVAL BY STATE COMMISSION

- (1) APPROVAL REQUIRED.--Any interconnection agreement adopted by negotiation or arbitration shall be submitted for approval to the State commission. A State commission to which an agreement is submitted shall approve or reject the agreement, with written findings as to any deficiencies.
- (2) GROUNDS FOR REJECTION.--The State Commission may only reject --
 - (A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) 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 is not consistent with the public interest, convenience, and necessity; or

The affidavit of Brett Sayre, Area Manager-Regulatory Issues, establishes that the Agreement submitted herein satisfies these standards. (Affidavit, Attachment II).

IV. KANSAS LEGISLATION


The negotiated and executed Agreement is consistent with the Kansas regulatory statutes.

VI. CONCLUSION

For the reasons set forth above, SWBT respectfully requests that the Commission approve the Agreement expeditiously.

Respectfully submitted,

SOUTHWESTERN BELL TELEPHONE COMPANY



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**INTERCONNECTION AND RECIPROCAL
COMPENSATION AGREEMENT UNDER
SECTIONS 251 AND 252 OF THE
TELECOMMUNICATIONS ACT OF 1996**

by and between

SOUTHWESTERN BELL TELEPHONE COMPANY

and

**PANHANDLE TELECOMMUNICATION
SYSTEMS, INC.**

(KANSAS)

KANSAS

AGREEMENT FOR INTERCONNECTION
AND RECIPROCAL COMPENSATION

by and between

Panhandle Telecommunication Systems, Inc.

and

SOUTHWESTERN BELL TELEPHONE COMPANY

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GSA

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PRICING

**AGREEMENT FOR INTERCONNECTION
AND RECIPROCAL COMPENSATION**

This Agreement, entered into this 14 day of Dec 1998, is by and between Southwestern Bell Telephone Company, a Missouri corporation ("SWBT") and Panhandle Telecommunication Systems Inc., an Oklahoma corporation ("Carrier") (collectively, the "Parties") for Interconnection in Kansas.

WHEREAS, SWBT is a Local Exchange Carrier in the State of Kansas;

WHEREAS, Carrier is a Commercial Mobile Radio Service provider operating within the state of Kansas and, specifically, the Geographic Service Areas set forth in Appendix GSA;

WHEREAS, the Parties desire to enter into an agreement for the interconnection of their networks and reciprocal compensation for the termination of Local Traffic (as defined below) between their respective networks pursuant to the Telecommunications Act of 1996 (the "Act"), and other applicable state laws;

NOW THEREFORE, the Parties hereby agree as follows:

1. DEFINITIONS

Definitions of the terms used in this Agreement are listed below. The Parties agree that certain terms may be defined elsewhere in this Agreement, as well. Terms not defined shall be construed in accordance with their customary meaning in the telecommunications industry as of the effective date of this Agreement.

"Act" means the Communications Act of 1934 (47 U.S.C. Section 151 et seq.), as amended by the Telecommunications Act of 1996, as may be subsequently amended or, as from time to time interpreted in the duly authorized rules and regulations of the FCC or the Commission having authority to interpret the Act within its state of jurisdiction.

"Area Wide Calling Plan" or "AWCP" means a billing option available to CMRS providers where the CMRS provider compensates SWBT for land to mobile traffic in lieu of toll charges that would normally be billed to SWBT's end user.

"Calling Party Number" or "CPN" is a feature of signaling system 7 ("SS7") protocol whereby the 10 digit number of the calling party is forwarded from the end office.

"Carrier" has the meaning set forth in the preamble.

"Cell Site" means the location of fixed radio transmitting and receiving facilities associated with the origination and termination of wireless traffic to a wireless end user and may be used as a point of interconnection to the landline network.

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