# THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners: Jay Scott Emler, Chairman

Shari Feist Albrecht

Pat Apple

In the Matter of the Application for Approval of an Interconnection, Collocation and Resale Between United Telephone Agreement Docket No. 17-UTDT-077-IAT Eastern Kansas Company of d/b/a CenturyLink; United Telephone Company of Kansas d/b/a CenturyLink; United Telephone Company of Southcentral Kansas d/b/a CenturyLink; Embarg Missouri, Inc. d/b/a CenturyLink and Comcast Phone of Kansas, LLC d/b/a Comcast Digital Phone Pursuant to the Telecommunications Act of 1996

### ORDER NUNC PRO TUNC CORRECTING ORDER

NOW, the above-captioned matter comes before the State Corporation Commission of the State of Kansas ("Commission") for consideration and decision. Having reviewed its files and records and being duly advised in the premises, the Commission makes the following findings:

1. On November 1, 2016, the Commission issued an Order approving an application by United Telephone Company of Eastern Kansas, United Telephone Company of Kansas, United Telephone Company of Southcentral Kansas, and Embarq Missouri, Inc., all d/b/a CenturyLink (CenturyLink) for approval of an Interconnection Agreement (Agreement) between CenturyLink and Comcast Phone of Kansas, LLC (Comcast). That order is attached hereto and made a part hereof by reference.

2. The title of the November 1, 2016, Order contains a typographical error in that it includes the word "Modifications", and should have read as follows:

"ORDER APPROVING INTERCONNECTION AGREEMENT"

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

A. The title of the Commission's November 1, 2016, Order is hereby corrected to read as set forth in paragraph 2 above, correctly reflecting that the Commission is approving the "Agreement" and not "Agreement Modifications."

B. The parties have fifteen (15) days, plus three (3) days if served by mail, from the date this order was served in which to petition the Commission for reconsideration. K.S.A. 66-118b; K.S.A. 77-529(a)(1).

C. The Commission retains jurisdiction over the subject matter and parties for the purpose of issuing such further orders, as necessary.

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

Emler, Chairman; Albrecht, Commissioner; Apple, Commissioner

Dated:	NOV 2 2 2016

Amy L. Oreen

Secretary to the Commission

**AAL** 

Order Mailed Date

NOV **23** 2016

# THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners:	Shari Feist Albrecht Pat Apple
In the Matter of the Application for of an Interconnection, Collocation a Agreement Between United Company of Eastern Kansa CenturyLink; United Telephone Cokansas d/b/a CenturyLink; United Company of Southcentral Kan CenturyLink; Embarq Missouri, CenturyLink and Comcast Phone LLC d/b/a Comcast Digital Phone I the Telecommunications Act of 1996	Telephone ) Docket No. 17-UTDT-077-IAT as d/b/a ) Docket No. 17-UTDT-077-IAT ompany of Telephone ) sas d/b/a ) Inc. d/b/a ) of Kansas, ) Pursuant to )

### ORDER APPROVING INTERCONNECTION AGREEMENT MODIFICATIONS

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having reviewed its files and records and being duly advised in the premises, the Commission makes the following findings:

1. On September 1, 2016, United Telephone Company of Eastern Kansas, United Telephone Company of Kansas, United Telephone Company of Southcentral Kansas, and Embarq Missouri, Inc., all d/b/a CenturyLink (CenturyLink), filed an application for approval of an Interconnection Agreement (Agreement) between CenturyLink and Comcast Phone of Kansas, LLC (Comcast), entered into on August 16, 2016. The agreement states it replaces all other Section 251 existing agreements in Kansas between the companies.

- 2. Section 252(e)(2) of the Federal Telecommunications Act of 1996<sup>1</sup> 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.
- 3. Commission Staff submitted a Report and Recommendation in regards to the Interconnection Agreement on October 19, 2016, attached hereto and made a part hereof by reference. Staff has no concerns regarding the Application, affirming that this Agreement does not discriminate against a carrier not a party to the Agreement and stating that approval of this Agreement is in the public interest. Staff recommended approval of the Interconnection Agreement.
- 4. The Commission finds Staff's findings and recommendation to be reasonable and hereby adopts the same.

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

- A. The Interconnection Agreement between United Telephone Company of Eastern Kansas, United Telephone Company of Kansas, United Telephone Company of Southcentral Kansas, and Embarq Missouri, Inc., all d/b/a CenturyLink and Comcast Phone of Kansas, LLC, filed September 1, 2016, is approved.
- B. The parties have fifteen (15) days, plus three (3) 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. 77-529(a)(1).
- C. The Commission retains jurisdiction over the subject matter and parties for the purpose of issuing such further order, or orders, as it may deem necessary.

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<sup>&</sup>lt;sup>1</sup>47 U.S.C. §252(e)(2).

# BY THE COMMISSION IT IS SO ORDERED.

Emler, C	hairman; Albrecht, Commis	ssioner; Apple, Commissioner
Dated:	NOV 0 1 2016	
_		Amy I Green

AAL

Order Mailed Date
'NOV 0 2 2016

Secretary to the Commission

## **CERTIFICATE OF SERVICE**

#### 17-UTDT-077-IAT

I, the undersigned, certify that the true	copy of the attached Order has been served to the following parties by means of
first class mail/hand delivered on	NOV 2 2 2016

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/S/ DeeAnn Shupe
DeeAnn Shupe

Order Mailed Date
NOV 2 3 2016