

THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

Before Commissioners:                Brian J. Moline, Chair  
   Robert E. Krehbiel  
   Michael C. Moffet

In the Matter of the Application of       )  
Southwestern Bell Telephone, L.P. for    )  
Approval of Interconnection Agreement   )     Docket No. 06-SWBT-449-IAT  
Under the Telecommunications Act of 1996   )  
With Comcast Phone of Kansas, LLC.       )

**ORDER**

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 October 24, 2005, Southwestern Bell Telephone, L.P. d/b/a SBC Kansas (SWBT) filed an application for approval of an interconnection agreement (MFN Agreement) between SWBT and Comcast Phone of Kansas, LLC (Comcast). The MFN Agreement was executed on October 17, 2005.

2.       Comcast has chosen in the MFN Agreement to adopt an interconnection agreement previously approved by the Commission in arbitrated proceedings designed to develop successor agreements for the Kansas 271 Interconnection Agreement.

3.       There are no outstanding issues between the parties that need the assistance of mediation or arbitration. Comcast is properly registered with the office of the Kansas Secretary of State and is currently listed as “active and in good standing” with that office.

4.       SWBT files the MFN Agreement seeking Commission approval of its terms and conditions consistent with the Telecommunications Act of 1996. SWBT believes approval of the

MFN Agreement is consistent with the public interest, convenience and necessity, and does not discriminate against any telecommunications carrier.

5. SWBT specifically requests that the Commission refrain from taking any action to change, suspend, or otherwise delay implementation of this agreement, in keeping with the support of competition previously demonstrated by the Commission.

6. The Commission finds and concludes that the MFN Agreement between SWBT and Comcast 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, L.P. for approval of a MFN Interconnection Agreement with Comcast Phone of Kansas, LLC is hereby approved.

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. 66-118; K.S.A. 2003 Supp. 77-529(a)(1).

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.**

Moline, Chr.; Krehbiel Com.; Moffet Com.

Dated: NOV 02 2005

**ORDER MAILED**

NOV 02 2005

 Executive  
Director

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Susan K. Duffy  
Executive Director

RLL:jtg