

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 an Interconnection Agreement)	Docket No. 06-SWBT-366-IAT
Under the Telecommunications Act of 1996)	Telecom - LEC
with XO Communications Services, Inc.)	

ORDER APPROVING MODIFICATION

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 January 12, 2006, Southwestern Bell Telephone Company (SWBT) filed an application seeking approval of a modification to the interconnection agreement (Agreement) with XO Communications, Inc. (XO), previously approved on October 24, 2005.

2. On March 30, 2006, the Commission staff (Staff) filed a memorandum recommending the Commission approve the modification. Staff noted the modification amends the agreement to reflect changes in intervening law, reciprocal compensation, interconnection and trunking terms through December 31, 2006. The modification is intended to be integrated into the underlying agreement which shall otherwise remain unchanged and in full force and effect.

3. Both companies hold forth that there are no outstanding issues between them that need the assistance of mediation or arbitration. The parties seek Commission authority as required by the Federal Telecommunications Act of 1996.

4. SWBT believes approval of the modification is consistent with the public interest, convenience and necessity. SWBT indicates the Agreement, with the proposed modifications, and the attachments incorporated therein are an integrated package and are the result of negotiation and compromise.

5. The Commission finds and concludes that the modification of the interconnection agreement between XO Communications, Inc. and Southwestern Bell Telephone Company should be granted. The implementation of the modification 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 January 12, 2006 application of Southwestern Bell Telephone Company to modify the interconnection agreement with XO Communications, Inc. 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. 2005 Supp. 77-529(a)(1).

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

BY THE COMMISSION IT IS SO ORDERED.

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

Dated: APR 03 2006

ORDER MAILED

APR 04 2006

 Executive
Director

Susan K. Duffy
Executive Director

RLL: ks