THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners:	Brian J. Molin John Wine Robert E. Krel	Í	
In the Matter of the Appl Southwestern Bell Telephone Co Approval of Interconnection Agrees the Telecommunications Act of Sprint Communications Company, I	mpany for nent Under 1996 with))))	Docket No. 03-SWBT-301-IAT

ORDER

COMES NOW, the above captioned matter for consideration and determination by the State Corporation Commission of the State of Kansas ("Commission"). Having examined its files and records, and being fully advised in the premises, the Commission finds and concludes as follows:

- 1. On September 30, 2003, this application was filed by Southwestern Bell Telephone, L.P. d/b/a SBC Kansas ("SBC"), formerly Southwestern Bell Telephone Company ("SWBT"), seeking approval of a fourth modification to the Interconnection Agreement ("Agreement") between SBC and Sprint Communications Company, L.P. ("Sprint"). The Agreement was filed in this Docket on October 9, 2002, together with a first amendment thereto. The amendment was executed on October 1, 2002. The Commission approved both the Agreement and its first amendment concurrently on November 12, 2002.
- 2. On December 27, 2002, a second modification was filed, and it was approved on January 21, 2003. On August 19, 2003, a third amendment was filed, which was approved on September 24, 2003. This fourth modification incorporates a new non-recurring rate for HFPL

Line and Station Transfer-Maintenance Phase, replacing the rate currently shown as "to be determined."

- 3. The parties believe approval is consistent with the public interest, convenience and necessity. They indicate the Agreement and this third amendment thereto do not discriminate against any telecommunications carrier. They contend it promotes diversity of local service providers, provides interconnectivity and increases customer's choices for telecommunications services.
- On October 23, 2003, the Commission staff ("Staff") submitted a memorandum recommending the Commission approve the application for modification to the Agreement between SBC and Sprint. Staff states that the revision included with this Amendment will terminate when the Agreement terminates.
- 5. To the extent this Company's presence increases the options for local telephone services, Staff believes the public will generally benefit from Commission approval of the Agreement. The registry of Sprint Communications Company, L.P. with the office of the Kansas Secretary of State is currently "active and in good standing."
- 6. The Commission finds that the application for approval of the modification to the Agreement between Sprint and SBC should be granted. The modification to the Agreement does not, on its face, discriminate against any telecommunications provider not a party to the Agreement, and implementation of the modification to the Agreement is consistent with the public interest, convenience and necessity.

IT IS THEREFORE, BY THE COMMISSION ORDERED:

A. The modification of the Interconnection Agreement between Sprint

Communications Company, L.P. and Southwestern Bell Telephone, L.P. d/b/a SBC Kansas is

hereby approved.

B. A party may file a petition for reconsideration of this Order within fifteen days of

the service of this Order. If this Order is mailed, service is complete upon mailing, and three

days may be added to the above time frame.

C. The Commission retains jurisdiction of the subject matter and the parties for the

purpose of entering such further order, or orders, as it may deem necessary and proper.

BY THE COMMISSION IT IS SO ORDERED.

Moline, Chr.; Wine, Com.; Krehbiel, Com. ORDER MAILED

Dated: NOV 1 0 2003

NOV 1 0 2003

Susan K. Duffy

Executive Director

BL:ci