

MEMORANDUM
UTILITIES DIVISION

TO: Chair Moline
Commissioner Krehbiel
Commissioner Moffet

FROM: Melissa Hunsicker Walburn

DATE: March 29, 2006

DATE SUBMITTED TO LEGAL: 3/30/06

DATE SUBMITTED TO COMMISSIONERS: 3/30/06

RE: Docket No. 06-SWBT-366-IAT

In the Matter of the Application of Southwestern Bell Telephone, L.P. for
Approval of Interconnection Agreement Under the Telecommunications
Act of 1996 With XO Communications Services, Inc..

BACKGROUND:

On January 12, 2006, Southwestern Bell Telephone Company (SWBT) filed an application for approval of an interconnection agreement with XO Communications Services, (XO) originally approved by the Commission October 24, 2005.

ANALYSIS:

The modification amends the agreement to reflect changes in intervening law, reciprocal compensation, interconnection and trunking terms through December 31, 2006. It's intended that this modification be integrated into the underlying agreement which shall otherwise remain unchanged and in full force and effect. SWBT contends that implementation of this modification to the agreement complies fully with Section 252(e) of the Federal Act. SWBT believes approval is consistent with the public interest, convenience and necessity and does not discriminate against any telecommunications carrier.

Staff finds no evidence to conclude this agreement discriminates against any telecommunications carrier, nor is inconsistent with public interest, convenience, or necessity. Staff believes the public will generally benefit from KCC approval of this application.

XO is registered with the office of the Kansas Secretary of State as active and in good standing. XO was originally certificated under the name NextLink Kansas on October 15, 1999 in docket 00-NLKT-169-COC, and changed its name to XO Kansas, Inc. and most recently its current name, XO Communications Services, Inc. in docket 05-XOKT-100-CCN.

RECOMMENDATION:

Staff recommends the Commission grant approval of this application for approval of the addition to the interconnection agreement between SWBT and XO.

cc: Don Low
Pat Shurtz

Susan Duffy
Bob Lehr

Tom Behner