

BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

Received  
on

**AUG 31 2011**

In the Matter of the Application of )  
Southwestern Bell Telephone Company for )  
Approval of Interconnection Agreement )  
Under the Telecommunications Act of 1996 )  
with WiMacTel, Inc. )

by  
State Corporation Commission  
of Kansas

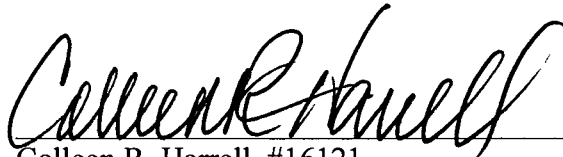
Docket No. 11-SWBT-860-IAT

**NOTICE OF FILING OF STAFF REPORT AND RECOMMENDATION**

COMES NOW the Staff of the State Corporation Commission of the State of Kansas  
(Staff and Commission, respectively) and files its report recommending the Commission approve  
the interconnection agreement between Southwestern Bell Telephone Company and WiMacTel,  
Inc.

WHEREFORE Staff requests the Commission consider its report and recommendation  
and for such other and further relief as the Commission deems just and proper.

Respectfully submitted,



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Mark Sievers, Chairman  
Ward Loyd, Commissioner  
Thomas E. Wright, Commissioner

Sam Brownback, Governor

## REPORT AND RECOMMENDATION UTILITIES DIVISION

**TO:** Chairman Mark Sievers  
Commissioner Ward Loyd  
Commissioner Thomas E. Wright

**FROM:** Hal Baumhardt

**DATE:** August 29, 2011

**DATE SUBMITTED TO LEGAL:** 8/30/11

**DATE SUBMITTED TO COMMISSONERS:** 8/31/11

**RE:** Docket No. 11-SWBT-860-IAT

In the Matter of the Application of Southwestern Bell Telephone Company for Approval of Interconnection Agreement Under the Telecommunications Act of 1996 with WiMacTel, Inc.

### **BACKGROUND:**

On June 14, 2011, Southwestern Bell Telephone Company d/b/a AT&T Kansas (AT&T Kansas) filed this Application for approval of an Interconnection Agreement (Agreement) between AT&T Kansas and WiMacTel, Inc. (WiMacTel).

WiMacTel is certified in the state of Kansas as both a competitive local exchange carrier (CLEC) and as a reseller of interexchange services (IXC). In addition to providing telecommunications service, WiMacTel is a diverse telecommunications company specializing in public communications and operator services, having market reach in Canada, United States, Latin America and the Caribbean. The Company also provides innovative communication solutions for payphone operators involving 1+ coin, 011+ coin, Operator Services and 411 directory assistance. WiMacTel is headquartered in Sarasota, Florida, and its President and CEO is James MacKenzie.

AT&T Kansas is the largest local exchange carrier (LEC) operating in Kansas. The Company's largest service areas are Kansas City, Topeka, and Wichita. AT&T Kansas is headquartered in Topeka, Kansas, and its President is S.C. Hahn.

### **ANALYSIS:**

AT&T Kansas affirms that implementation of this Agreement complies fully with Section 252(e) of the Act because the Agreement is consistent with the public interest, convenience and necessity and does not discriminate against any telecommunications carrier. AT&T Kansas deems this Agreement promotes diversity in providers and increases customer choice for telecommunications services.

WiMacTel was granted a Certificate of Convenience and Authority on August 31, 2010, in Docket No. 10-WMTT-861-COC to provide local telecommunications service in the state of Kansas.

WiMacTel is registered with the Kansas Secretary of State's office and is "*active and in good standing*" with that office.

The parties acknowledged that the Agreement herein shall consist of the Interconnection Agreement for the State of Kansas, which was entered into on May 18, 2011. This Agreement expires on July 27, 2014, which corresponds with the expiration date of the adopted Agreement.

Section 252(e) of the Federal Act 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. Staff has reviewed this Interconnection Agreement between AT&T Kansas and WiMacTel and Staff does not have any concerns regarding this Application.

### **RECOMMENDATION:**

Staff recommends the Commission grant approval of this Interconnection Agreement between AT&T Kansas and WiMacTel, Inc.

## CERTIFICATE OF SERVICE

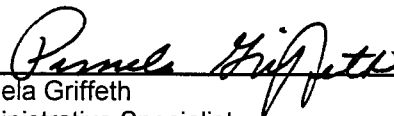
11-SWBT-860-IAT

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Notice of Filing of Staff Report and Recommendation was placed in the United States mail, postage prepaid, or hand-delivered this 31st day of August, 2011, to the following:

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