

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Thomas E. Wright, Chairman
 Michael C. Moffet
 Joseph F. Harkins

In the Matter of the Application of)	
Southwestern Bell Telephone, L.P. for)	Docket No. 06-SWBT-237-IAT
Approval of Interconnection Agreement)	Telecom - LEC
Under the Telecommunications Act of 1996)	
with NuVox Communications of Kansas,)	
Inc.)	

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 September 7, 2005, Southwestern Bell Telephone Company (SWBT) filed an application for approval of an interconnection agreement (Agreement) between SWBT and NuVox Communications of Kansas, Inc. (NuVox). On September 14, 2005, the Commission approved the Agreement.

2. On October 5, 2007, SWBT filed an application seeking approval of a modification to the Agreement between SWBT and NuVox. The modification amends the Agreement to extend its expiration date to December 12, 2011.

3. The Agreement, with this modification and the attachments incorporated therein, are an integrated package and are the result of negotiation and compromise. There are no outstanding issues between the parties that need the assistance of mediation or arbitration. NuVox 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 modification to the Agreement seeking Commission approval of its terms and conditions consistent with the Telecommunications Act of 1996. SWBT believes approval of this 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 modification to the Agreement, in keeping with the support of competition previously demonstrated by the Commission.

6. The Commission finds and concludes that the modification to the Agreement between SWBT and NuVox should be approved. The Agreement, as modified, is consistent with the public interest, convenience and necessity and does not discriminate against any telecommunications carrier.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. The Application of Southwestern Bell Telephone Company for approval of a modification to the Interconnection Agreement with NuVox Communications of Kansas, 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. 66-118b; K.S.A. 2006 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.

Wright, Chmn.; Moffet, Com.; Harkins, Com.

Dated: **OCT 22 2007**

ORDER MAILED

OCT 23 2007

 Executive
Director

Susan K. Duffy
Executive Director

CRH:jmf