

MEMORANDUM
UTILITIES DIVISION

TO: Chair Wine
Commissioner Claus
Commissioner Moline

FROM: Melissa Hunsicker Walburn

DATE: August 12, 2002

DATE SUBMITTED TO LEGAL: 8/14/02

DATE SUBMITTED TO COMMISSIONERS: 8/21/02

RE: Docket No. 02-SWBT-928-IAT

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

BACKGROUND:

On May 30, 2002, Southwestern Bell Telephone Company (SWBT) filed an application for approval of an interconnection agreement with Pinpoint Wireless, Inc. (Pinpoint). The agreement submitted by the parties is a Sectional MFN Wireless Interconnection Agreement into the High Plains/Midwest LLC d/b/a Westlink Communications agreement.

ANALYSIS:

This is an agreement for interconnection for a commercial mobile radio services provider under Sections 251 and 252 of the Act. The agreement was previously approved by the Commission in Docket 00-SWBT-892-IAT on May 4, 2000.

SWBT contends that implementation of this 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.

Having reviewed the Agreement between SWBT and Pinpoint, 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 Commission approval of this application.

Pinpoint is not yet properly registered with the office of the Kansas Secretary of State, and as a wireless company is not required to obtain certification from this Commission.

RECOMMENDATION:

Staff recommends the Commission grant approval of this application. Pinpoint is required to register with the Kansas Secretary of State prior to providing service in this state.

cc: Joe White
Pat Shurtz

Jeff Wagaman
Bob Lehr

Tom Behner
Eva Powers