

**BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

STATE CORPORATION COMMISSION

JUN 23 2008

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

Susan K. Duffy Docket
Room

Docket No. 08-SWBT-940-IAT

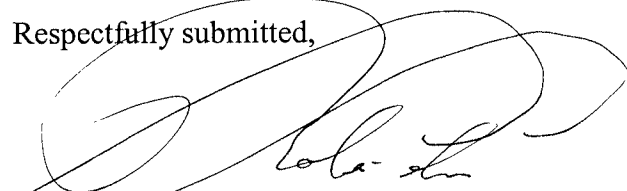
NOTICE OF FILING OF STAFF MEMORANDUM

COMES NOW the Staff of the State Corporation Commission of the State of Kansas ("Staff" and "Commission", respectively), and for its Notice of Filing of Staff memorandum states as follows:

1. Staff hereby files the attached Staff memorandum indicating that the Commission should approve an Interconnection Agreement between Southwestern Bell Telephone Company d/b/a AT&T Kansas and Bandwidth.com CLEC, LLC.

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

Respectfully submitted,


Robert L. Lehr, #9997
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Kansas Corporation Commission
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Topeka, Kansas 66604
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For Commission Staff

CERTIFICATE OF SERVICE

08-SWBT-940-IAT

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Notice of Filing of Staff Memorandum was placed in the United States mail, postage prepaid, or hand-delivered this 23rd day of June, 2008, to the following:

KADE ROSS, EXECUTIVE VICE PRESIDENT
BANDWIDTH.COM CLEC, LLC
4001 WESTON PARKWAY, SUITE 100
CARY, NC 27513
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bruce.ney@att.com

A handwritten signature in cursive script, reading "Kim Davis", written over a horizontal line.

KIM DAVIS
Administrative Specialist

**MEMORANDUM
UTILITIES DIVISION**

TO: Chairman Wright
Commissioner Moffet
Commissioner Harkins

FROM: Hal Baumhardt

DATE: June 20, 2008

DATE SUBMITTED TO LEGAL: 6/23/08

DATE SUBMITTED TO COMMISSONERS: 6/23/08

RE: Docket No. 08-SWBT-940-IAT

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

BACKGROUND:

On April 11, 2008 Southwestern Bell Telephone Company d/b/a AT&T Kansas filed a Master Interconnection Collocation and Resale Agreement between Southwestern Bell Telephone, L.P d/b/a AT&T Kansas ("AT&T Kansas") and Bandwidth.com CLEC, LLC ("Bandwidth").

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 and Bandwidth.com CLEC, LLC deems this agreement promotes diversity, and increases telecommunications services in the state of Kansas.

Bandwidth was issued a Certificate of Convenience and Authority in Docket Nos. 08-BDWT-405-COC offering switched local exchange and exchange access, and 08-BDWT-404-COC offering inter-exchange service within the state of Kansas. Both dockets were granted on January 22, 2008. Bandwidth is registered with the Kansas Secretary of State's office and is currently "active and in good standing."

Staff has reviewed the Interconnection and Resale agreement between AT&T Kansas and Bandwidth.com CLEC, LLC, and does not have any concerns with approving this application. There are no outstanding issues between the parties that require mediation or arbitration.

RECOMMENDATION:

Staff recommends the Commission grant approval of this Interconnection and Resale Agreement between AT&T Kansas and Bandwidth.com.

cc: Don Low Susan Duffy Bob Lehr Janet Buchanan