2010.07.14 14:27:31 Kansas Corporation Commission /S/ Susan K. Duffy

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

JUL 1 4 2010

| In the Matter of the Application of |) | Susan Labyly |
|--|---|----------------------------|
| Southwestern Bell Telephone Company for |) | Docket No. 10-SWBT-721-IAT |
| Approval of Interconnection Agreement |) | |
| Under the Telecommunications Act of 1996 |) | |
| With Cincinnati Bell Any Distance, Inc. |) | |

NOTICE OF FILING OF STAFF REPORT RECOMMENDING APPROVAL OF INTERCONNECTION AGREEMENT BETWEEN SOUTHWESTERN BELL TELEPHONE COMPANY AND CINCINNATI BELL ANY DISTANCE, INC.

COMES NOW the Staff of the State Corporation Commission of the State of Kansas
(Staff and Commission, respectively) and files its report and recommendation on Southwestern
Bell Telephone Company's request for approval of its interconnection agreement with Cincinnati
Bell Any Distance, 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,

Colleen R. Harrell, #16121

Litigation Counsel, Telecommunications

1500 S.W. Arrowhead Road

Topeka, KS 66604

(785) 271-3138 phone

(785) 271-3167 fax

c.harrell@kcc.ks.gov

Attorney for Commission Staff

MEMORANDUM UTILITIES DIVISION

TO:

Chairman

Thomas E. Wright

Commissioner

Joseph F. Harkins

Commissioner

Ward Loyd

FROM:

Hal Baumhardt

DATE:

July 8, 2010

DATE SUBMITTED TO LEGAL: 7 8 10

DATE SUBMITTED TO COMMISSONERS: $\frac{7/14/10}{1}$

RE:

Docket No. 10-SWBT-721-IAT

In the Matter of the Application of Southwestern Bell Telephone Company for Approval of Interconnection

Agreement Under the Telecommunications Act of 1996 With

Cincinnati Bell Any Distance, Inc.

BACKGROUND:

On April 30, 2010, 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 Cincinnati Bell Any Distance, Inc. ("Cincinnati Bell").

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.

Cincinnati Bell was granted a Certificate of Convenience and Authority in the state of Kansas on December 17, 2009 in Docket No. 09-BWTC-220-COC as a competitive local exchange carrier ("CLEC"), and as a reseller of interexchange services in Docket No. 94-NLDC-207-COC on June 6, 1994.

Cincinnati Bell is registered with the Kansas Secretary of State's office and is "active and in good standing."

The parties acknowledged that the Agreement herein shall consist of the Interconnection, and Collocation Agreement for the State of Kansas, which was entered into on April 28, 2010. The term for this agreement is August 31, 2012, which corresponds with the expiration date of the adopted Agreement.

Staff has reviewed this Interconnection Agreement between AT&T Kansas and Cincinnati Bell and Staff does not have any concerns regarding 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 Agreement between AT&T Kansas and Cincinnati Bell Any Distance.

CERTIFICATE OF SERVICE

10-SWBT-721-IAT

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Notice of Filing of Staff Report was placed in the United States mail, postage prepaid, or hand-delivered this 14th day of July, 2010, to the following:

BRUCE A. NEY, ATTORNEY, ROOM 515 SOUTHWESTERN BELL TELEPHONE CO. D/B/A AT&T 220 EAST SIXTH STREET TOPEKA, KS 66603 Fax: 785-276-1948 bruce.ney@att.com

Pamela Griffeth

Administrative Specialist