

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Thomas E. Wright, Chairman
Joseph F. Harkins
Ward Loyd

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

ORDER APPROVING INTERCONNECTION AGREEMENT

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 April 30, 2010, Southwestern Bell Telephone Company d/b/a AT&T Kansas (AT&T Kansas) filed an application for approval of an Interconnection Agreement (Agreement) between AT&T Kansas and Cincinnati Bell Any Distance, Inc. (Cincinnati Bell).

2. In its application, AT&T Kansas affirmed that implementation of this Agreement fully complies with Section 252(e) of the Telecommunications Act of 1996 because the Agreement is consistent with the public interest, convenience and necessity and does not discriminate against any telecommunications carrier. AT&T Kansas deemed this agreement promotes diversity in providers, and increases customer choice for telecommunications services.

3. Cincinnati Bell was granted a Certificate of Convenience and Authority on December 17, 2009, in Docket No. 09-BWTC-22-COC as a Competitive Local Exchange Carrier, and as a reseller of interexchange services in Docket No. 94-NLDC-207-COC on June 6, 1994.

4. There are no outstanding issues between the parties that need the assistance of mediation or arbitration. Cincinnati Bell 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.

5. The parties acknowledged that the Agreement 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.

6. The Commission finds and concludes that the Agreement between AT&T Kansas and Cincinnati Bell should be approved. The implementation of the Agreement is consistent with the public interest, convenience and necessity and does not, on its face, discriminate against any telecommunications provider not a party to the agreement.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. The application of Southwestern Bell Telephone Company d/b/a AT&T Kansas for approval of an Interconnection Agreement with Cincinnati Bell Any Distance, Inc. is hereby granted.

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. 2009 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.; Harkins, Com.; Loyd, Com.

JUL 28 2010

Dated: _____

ORDERED MAILED

JUL 28 2010

Susan K. Duffy EXECUTIVE
DIRECTOR

Susan K. Duffy
Executive Director

CRH:rob