

**MEMORANDUM  
UTILITIES DIVISION**

**TO:** Brian J. Moline, Chair  
John Wine, Commissioner  
Robert E. Krehbiel, Commissioner

**FROM:** Guy McDonald, Senior Telecommunications Analyst

**DATE** February 16, 2004

**DATE SUBMITTED TO LEGAL:** 2/17/04

**DATE SUBMITTED TO COMMISSIONERS:**

**SUBJECT:** In the Matter of Paging Interconnection Agreement by and Between Mobile Radio Communications, Inc. and Southwestern Bell Telephone, L.P. d/b/a SBC Kansas Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.  
Docket No. 04-SWBT-615-IAT

**BACKGROUND:**

On January 15, 2004, Southwestern Bell Telephone, L.P., (d/b/a SBC Kansas) filed an application for approval of a Paging Facilities and Interconnection Agreement between Mobile Radio Communications, Inc. and SBC Kansas. The negotiated agreement is dated December 19, 2003.

Commission action in this matter is required on, or before, **April 14, 2004**.

**ANALYSIS:**

SBC presents this filing as a negotiated agreement between the parties and states that there are no outstanding issues requiring mediation or arbitration. SBC further states that the statutory standard of review for this filing is Section 252(e) of the 1996 Federal Telecommunications Act and that this agreement meets the standards set forth in that Section.

SBC notes that the Commission has previously approved an identical agreement between Kar Kall, Inc and SBC Kansas in docket 04-SWBT-490-IAT

Staff notes that both parties are active and in good standing with the Secretary of States office. Staff further notes that SBC Kansas is certificated as a Local Exchange Carrier in the state of Kansas is authorized to provide telecommunications service. Mobile Radio Communications, Inc. is a paging entity, not classified as a public utility and, thus, is not required to obtain a Certificate of Necessity and Convenience.

Staff has reviewed the agreement and believes to meet the 252(e) standards and does not appear to discriminate against any other party.

**RECOMMENDATION:**

Staff recommends commission approval of this application, as filed.

cc: Don Low  
Tom Behner  
Janet Buchanan

Eva Powers  
Colleen Harrell

Susan Duffy  
Patricia Shurtz