

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Cox Nebraska)	Application No. C-1473
Telcom, Inc.'s Petition for)	
Arbitration Pursuant to)	
Section 252(b) of the Tele-)	
communications Act of 1996 to)	Clarification
Establish an Interconnection)	
Agreement with US West Commu-)	
nications, Inc.)	Entered: August 5, 1997

BY THE COMMISSION:

On August 5, 1996, Cox Nebraska Telcom (Cox) filed a request for negotiation of an interconnection agreement with US West Communications, Inc. (USW). Cox filed a petition for arbitration with the Commission on January 10, 1996. The parties selected David J. Blair to arbitrate the proceeding. The Arbitrator's decision was rendered on or about May 1, 1997 and an interconnection agreement was filed with the Commission on June 16, 1997. A hearing was held to approve or reject the interconnection agreement in the Commission Hearing Room on July 1, 1997. On July 15, 1997, the Commission entered an Order approving in part and denying in part the proposed interconnection agreement. Pursuant to the Commission's July 15, 1997 Order, a modified interconnection agreement was to be submitted on or before August 1, 1997, to become effective August 8, 1997.

On August 1, 1997, interconnection agreements were submitted by Cox, as well as US West. Separate agreements were filed as the parties could not agree on the contents of Appendix A. Specifically, US West included two additional pages to the agreement which were not presented to the Commission for approval on June 16, 1997. Accordingly, we find it out of order to include them in the final version.

Instead, we find that the parties should negotiate for 30 days, from the date the agreement is to become effective, in order to develop mutually acceptable terms for Appendix A. If, after the expiration of 30 days, a resolution has not been reached, the parties shall enter dispute resolution, as provided in the interconnection agreement under Section 18.17. Once a settlement has been reached, the new section shall be presented to the Commission for approval. The section, once approved, will be added to the interconnection agreement.

The Commission approves the interconnection agreement submitted by Cox on August 1, 1997, which does not include the additional resale rate pages found in appendix A submitted by US West. The agreement shall become effective August 8, 1997, as directed in our July 15, 1997 Order.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Cox Nebraska Telcom and US West Communications be, and they are hereby, directed to negotiate until September 8, 1997, to develop mutually acceptable resale prices in Appendix A. If after September 8, 1997, no resolution has been made, the parties shall enter dispute resolution proceedings.


IT IS FURTHER ORDERED that the resale rates to be a part of Appendix A shall be submitted to the Commission for approval in accordance with Section 252(e) of the Telecommunications Act of 1996.

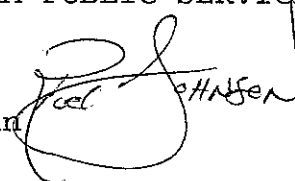
IT IS FINALLY ORDERED that the final interconnection agreement submitted by Cox Nebraska Telcom on August 1, 1997 shall become effective August 8, 1997.

MADE AND ENTERED at Lincoln, Nebraska this 5th day of August, 1997.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONER CONCURRING:


//s//Rod Johnson
//s//Frank E. Landis
//s//Daniel G. Urwiller


Chairman

ATTEST:


Executive Director