

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Joint Appli- ) Application No. C-1949  
cation of CommChoice of Nebraska, )  
LLC of Dakota Dunes, South Dakota, )  
and US West Communications, Inc. ) INTERCONNECTION  
of Denver, Colorado, seeking ) AGREEMENT APPROVED  
approval of their voluntarily- )  
negotiated interconnection )  
agreement. ) Entered: January 5, 1999

BY THE COMMISSION:

O P I N I O N   A N D   F I N D I N G S

On November 23, 1998, CommChoice of Nebraska, LLC (CommChoice) and US West Communications, Inc. (US West) jointly filed an application seeking approval of their voluntarily-negotiated interconnection agreement. Notice of the application was published in The Daily Record on November 26, 1998. The Nebraska Independent Telephone Association filed comments on CommChoice and US West's interconnection agreement. No protests were filed; therefore, this application is processed pursuant to the Commission's Rule of Modified Procedure.

Pursuant to Section 252(a) of the Telecommunications Act of 1996 (the Act), CommChoice and US West entered into a master resale interconnection agreement arrived at through voluntary negotiations. An executed copy of the voluntarily-negotiated interconnection agreement is contained within the application.

Neither the agreement nor any portion thereof discriminates against any telecommunications carrier that is not a party to the agreement. Furthermore, the implementation of the agreement is consistent with the public interest, convenience and necessity.

Section 252(e) of the Act requires this Commission to review negotiated interconnection agreements to ensure they comply with Sections 251 and 252(d) of the Act, as well as all applicable state laws. Using those standards, the interconnection agreement filed November 23, 1998, should be approved.

Before CommChoice can provide basic local exchange services under this agreement, it must first receive a Certificate of Public Convenience and Necessity from this Commission authorizing it to provide local exchange service in Nebraska and must file a tariff in accordance with the provisions of Section 002.21 of Neb. Admin. R. & Regs. tit. 291, ch. 5.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the voluntarily-negotiated interconnection agreement between CommChoice of Nebraska, LLC and US West Communications, Inc. be, and it is hereby, approved.

IT IT FURTHER ORDERED that before CommChoice can provide basic local exchange services under this agreement, it must first receive a Certificate of Public Convenience and Necessity from this Commission authorizing it to provide local exchange service in Nebraska and must file a tariff in accordance with the provisions of Section 002.21 of Neb. Admin. R. & Regs. tit. 291, ch. 5.

IT IS FINALLY ORDERED that the executed interconnection agreement filed herein be, and it is hereby, made the official copy on file with the Nebraska Public Service Commission.


MADE AND ENTERED at Lincoln, Nebraska, this 5th day of January, 1999.

NEBRASKA PUBLIC SERVICE COMMISSION

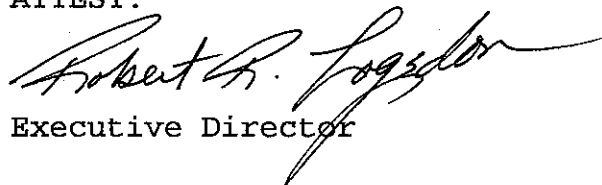
COMMISSIONERS CONCURRING:



//s//Lowell C. Johnson  
//s//Frank E. Landis  
//s//Daniel G. Urwiller

  
Chairman

ATTEST:

  
Executive Director