

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Joint App-) Application No. C-2356
lication of US West Communications,))
Inc. of Denver, Colorado, and))
Pathnet, Inc. of Washington, D.C.,) AMENDMENT APPROVED
seeking approval of a second))
amendment to their interconnection))
agreement.) Entered: August 29, 2000

BY THE COMMISSION:

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

On July 24, 2000, a joint application was filed by US West Communications, Inc. of Denver, Colorado, and Pathnet, Inc. of Washington, D.C., seeking approval of a second amendment to their interconnection agreement. Notice of the application was published in The Daily Record, Omaha, Nebraska, on July 26, 2000. 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), Pathnet and US West entered into a voluntarily-negotiated interconnection agreement, which was approved by the Commission on January 19, 2000, in Application No. C-2180. In the current application, Pathnet and US West seek to amend the original agreement by replacing language relating to unbundled network elements. An executed copy of the amendment is contained within the application.

The amendment does not discriminate against any telecommunications carrier that is not a party to the agreement. Furthermore, the implementation of the amendment 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 amendment filed July 24, 2000, should be approved.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the second amendment to the interconnection agreement between US West Communications, Inc. and Pathnet, Inc. be, and it is hereby, approved.

IT IS FURTHER ORDERED that the executed amendment 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 29th day of August, 2000.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director

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