

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Joint)	Application No. C-2567
Application of Qwest Corporation)	
of Denver, Colorado, and Ciera)	INTERCONNECTION AGREEMENT
Network Systems, Inc. of)	VACATED AND HEARING TO
Houston, Texas, seeking approval)	SHOW CAUSE CANCELED
of their voluntarily-negotiated)	
interconnection agreement.)	Entered: February 20, 2002

BY THE COMMISSION:

On August 21, 2001, the Commission granted approval of an interconnection agreement between Qwest Corporation (Qwest) and Ciera Network Systems, Inc. (Ciera). Upon further review of the application, it was determined that Ciera was not currently certificated in Nebraska as a competitive local exchange carrier (CLEC). Under Commission policy, an interconnection agreement should only be approved between two carriers with local authority.

Commission staff contacted the designated representative of Ciera, Tom Forte of Technologies Management, informing him of the need for an approval of a CLEC application before the Commission could approve the interconnection agreement. The Commission was assured that an application would be filed in a timely fashion. Seven months later, the Commission has not received an application for local authority and numerous messages to Mr. Forte have gone unanswered.

Accordingly, the Commission on January 22, 2002, ordered Ciera Network Systems to show cause why the Commission should not revoke the interconnection agreement with Qwest. A hearing was scheduled on March 5, 2002, at 4:00 p.m. in the Commission Hearing Room.

Subsequently, on February 13, 2001, the Commission received a letter from Ciera Network Systems, asking to withdraw the above-mentioned interconnection agreement with Qwest Corporation. Ciera stated that their network plans had changed and that the company would not be offering local services in Nebraska in the near future.

The Commission is of the opinion that the interconnection agreement between Ciera Network Systems, Inc. and Qwest Corporation should be vacated and the show cause hearing be canceled.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the interconnection agreement between Ciera Network Systems, Inc., and Qwest Corporation previously approved in Application No. C-2567 on August 21, 2001, should be vacated.

IT IS FURTHER ORDERED that the hearing in this matter scheduled on March 5, 2002, at 4:00 p.m. in the Commission Hearing Room, be, and is hereby, canceled.

MADE AND ENTERED at Lincoln, Nebraska, this 20th day of February 2002.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Executive Director