

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-3384
of Qwest Corporation of Denver,)
Colorado, Filing Under Protest)
of the Commercial Agreement with) GRANTED
Bullseye Telecom, Inc., of Oak)
Park, Michigan, for provision of)
Qwest Platform Plus Services.) Entered: April 19, 2005

BY THE COMMISSION:

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

On March 8, 2005, an application was filed by Qwest Corporation (Qwest) of Denver, Colorado, with Bullseye Telecom, Inc., (Bullseye) of Oak Park, Michigan, filing under protest of the Commercial Agreement and for provision of Qwest Platform Plus Services (QPP). Notice of the application was published in The Daily Record, Omaha, Nebraska, on March 11, 2005. No protests were filed therefore, this application is processed pursuant to the Commission's Rule of Modified Procedure.

Qwest's filing of the Commercial QPP Agreement under protest is the result of the order entered by the Commission on January 4, 2005 in Application No. C-3255. Qwest objects to the Commission's conclusion that Commercial QPP agreements fall within the Commission's jurisdiction, however, reserving its rights, Qwest filed the agreement with the Commission.

The agreement does not discriminate 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 agreement filed should be approved.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the agreement filed by Qwest in the above-captioned matter shall be and it is hereby approved.

IT IS FURTHER ORDERED that the agreement filed with this application shall be the official copy of the executed agreement filed with the Commission.

MADE AND ENTERED at Lincoln, Nebraska, this 19th day of April, 2005.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Wm C. Boye

Chairman

James W. Flay

Frank E. Landis

ATTEST:

Andj Pollak

Executive Director

//s// Frank E. Landis

//s// Gerald L. Vap