

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the	)	Application No. C-4197
Application of United	)	
Telephone Company of the West	)	
d/b/a Embarq, Overland Park,	)	
Kansas, seeking approval of a	)	APPROVED
Master Resale Agreement with	)	
Wholesale Carrier Services	)	
Inc., Coral Springs, Florida.	)	Entered: October 6, 2009

BY THE COMMISSION:

By application filed August 20, 2009, United Telephone Company of the West d/b/a Embarq (Embarq), Overland Park, Kansas, seeks approval of a Master Resale Agreement with Wholesale Carrier Services Inc. (Wholesale), Coral Springs, Florida. Notice of the application was published in The Daily Record, Omaha, Nebraska, on August 22, 2009. 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), Embarq and Wholesale entered into a Master Resale Agreement arrived at through voluntary negotiations. An executed copy of this agreement is contained within the application.

Neither the agreement nor any portion thereof discriminates against any telecommunications carrier. 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 resale agreements adopted by negotiation or arbitration to ensure they comply with Sections 251 and 252(d) of the Act, as well as all applicable state laws. Using those standards, the master resale agreement should be approved.

## ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Resale Agreement between United Telephone Company of the West d/b/a Embarq and Wholesale Carrier Services Inc., be, and it is hereby, approved.

IT IS FURTHER ORDERED that the executed master resale 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 6<sup>th</sup> day of October, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

Application No. C-4197

Page 2

IT IS FURTHER ORDERED that the executed master resale 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 6<sup>th</sup> day of October, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*David L. Hupp*  
*James J. Sander*  
Chairman

*Aune C. Bayle*

ATTEST:

*Neil R. J. S.*

Executive Director

*Tim Schram*

//s// Frank E. Landis: