

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Joint) Application No. C-2565
Application of Qwest Corporation)
of Denver, Colorado and Preferred)
Carrier Services, Inc., of) DISMISSED WITHOUT
Addison, Texas, seeking approval) PREJUDICE
of their voluntarily-negotiated)
interconnection agreement.) Entered: August 21, 2001

BY THE COMMISSION:

On June 28, 2001, a joint application was filed by Qwest Corporation (Qwest) of Denver, Colorado, and Preferred Carrier Services, Inc., (Preferred) of Addison, Texas, seeking approval of their voluntarily-negotiated interconnection agreement. Notice of this application was published in The Daily Record, Omaha, Nebraska, on July 9, 2001.

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

Upon review by the Commission, it has been determined that Preferred Carrier Services, Inc., is not authorized as a local provider of telecommunications services in the state of Nebraska. An application was filed on September 9, 2000 by Preferred, seeking authority to obtain a Certificate of Public Convenience and Necessity to provide local exchange services. (See Application No. C-2117.) However, by letter dated November 17, 2000, Preferred requested that their application be formally withdrawn. This request was approved by the Commission on November 21, 2000, pursuant to Application No. C-2177. Accordingly, the Commission is unable to approve the application filed by Qwest and Preferred

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 application requesting approval of the interconnection agreement filed June 29, 2001, should be dismissed without prejudice.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-2565 be, and it is hereby, dismissed without prejudice.

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MADE AND ENTERED at Lincoln, Nebraska, this 21st day of August, 2001.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



//s//Frank E. Landis


Chairman

ATTEST:


Executive Director