

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-2826
of Qwest Corporation of Denver,)
Colorado and MCImetro Access)
Transmission Services, LLC of)
Englewood, Colorado, seeking)
approval of a relative use fac-) GRANTED
tor amendment to the agreement)
previously approved for the)
state of Nebraska in Application)
No. C-2257.) Entered: November 19, 2002

BY THE COMMISSION:

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

On October 17, 2002, a joint application was filed by Qwest Corporation (Qwest) of Denver, Colorado, and MCImetro Access Transmission Services, LLC (MCImetro) of Englewood, Colorado, seeking approval of a relative use factor amendment to the interconnection agreement previously approved for the state of Nebraska in Application No. C-2257. Notice of the application was published in The Daily Record, Omaha, Nebraska, on October 18, 2002. 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), Qwest and MCImetro entered into an interconnection agreement, which was approved by the Commission on April 11, 2000, in Application No. C-2257. In the current application, Qwest and MCImetro seek to amend the original agreement by adding terms and conditions for Relative Use Factor (RUF) for the mutual exchange of traffic.

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 October 17, 2002, should be approved.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the amendment to the interconnection agreement between Qwest Corporation and MCImetro Access Transmission Services, LLC, 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 19th day of November, 2002.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Executive Director