

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-3289
of Qwest Corporation, Denver,)
Colorado, seeking approval of)
its Amendment to Interconnection)
Agreement for Elimination of)
UNE-P and Implementation of)
Batch Hot Cut Process and) GRANTED
Discounts with Z-Tel)
Communications, Inc., Tampa,)
Florida, previously granted in)
Application No. C-2561.) Entered: December 1, 2004

BY THE COMMISSION:

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

On October 26, 2004, an application was filed by Qwest Corporation (Qwest) of Denver, Colorado, and Z-Tel Communications, Inc., (Z-Tel) of Tampa, Florida, seeking approval of an amendment to their interconnection agreement previously approved in Application No. C-2561. Notice of the application was published in The Daily Record, Omaha, Nebraska, on October 28, 2004. No protests were filed; therefore, this application is processed pursuant to the Commission's Rule of Modified Procedure.

On August 21, 2001, the original interconnection agreement between Qwest and Z-Tel was approved by this Commission pursuant to Application No. C-2561. On February 24, 2004, pursuant to Application No. C-3094, the Commission approved an amendment to add a UNE-P line splitting agreement to the interconnection agreement approved in C-2561. In the current application, Qwest and Z-Tel seek to once again amend their agreement for the elimination of UNE-P and to implement a Batch Hot Cut Process and Discounts provision to the agreement. An executed copy of the amendment is contained within the application.

The amendment does not discriminate against any telecommunications carrier that is not a party to the agreement. Furthermore, the implementation of the amendments 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 amendments filed should be approved.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Amendment to Interconnection Agreement for Elimination of UNE-P and Implementation of Batch Hot Cut Process and Discounts between Qwest Corporation and Z-Tel Communications, Inc. 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 1st day of December, 2004.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Anne C. Boyle

//s// Frank E. Landis
//s// Gerald L. Vap

Chairman

Gerald L. Vap

ATTEST:

And S. Peltola

Executive Director