

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-3365
of Qwest Corporation Denver,)
Colorado, Filing Under Protest)
of the Commercial Agreement with)
Mobius Communications Company of) GRANTED
Hemingford, for provision of)
Qwest Platform Plus Services.)
) Entered: April 19, 2005

BY THE COMMISSION:

On February 24, 2005, an application was filed by Qwest Corporation (Qwest) of Denver, Colorado, with Mobius Communications Company (Mobius) of Hemingford, 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 14, 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.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the above-captioned application be granted and the agreement is hereby approved.

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IT IS FURTHER ORDERED that the agreement filed with the application be the official executed agreement on file with the Commission.

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

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Arum C. Bayle

Chairman

Gerald L. Vap

Frank E. Landis

ATTEST:

A. S. Pollock

Executive Director

//s// Frank E. Landis

//s// Gerald L. Vap