

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-3664
of Qwest Corporation, Denver,)
Colorado, Filing Under Protest)
of the Commercial Agreement with)
Comtel Telcom Assets LP d/b/a) APPROVED
Excel Telecommunications,)
Carrollton, Texas, for Provision)
Qwest Platform Plus Service)
(QPP).) Entered: September 6, 2006

BY THE COMMISSION:

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

On July 6, 2006, an application was filed by Qwest Corporation (Qwest) of Denver, Colorado, with Comtel Telcom Assets LP d/b/a Excel Telecommunications (Excel), of Carrollton, Texas, filing under protest, seeking approval of the Commercial Agreement and for Provision Qwest Platform Plus Service (QPP). Notice of the application was published in The Daily Record, Omaha, Nebraska, on July 13, 2006.

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 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 agreement filed should be approved.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the application between Qwest Corporation and Comtel Telcom Assets LP d/b/a Excel Telecommunications for Provision Qwest Platform Plus Service, be, and it is hereby, approved.

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

Application No. C-3664

Page 2

IT IS FURTHER ORDERED that the executed interconnection 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 6th day of September, 2006.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Anne C. Boyle

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

Acting
Chairman

Gerald L. Vap

ATTEST:

HS Pollak
Executive Director