BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of Bandwidth.com CLEC, LLC, Cary, North Carolina, seeking approval of a Master Resale Agreement with United Telephone Company of the West d/b/a Embarq, Overland Park, Kansas.	)	Application No. C-3924 APPROVED Entered: June 3, 2008

BY THE COMMISSION:

By application filed April 24, 2008, Bandwidth.com CLEC, LLC, (Bandwidth.com) Cary, North Carolina, is seeking approval of a Master Resale Agreement with United Telephone Company of the West, d/b/a Embarq (Embarq), Overland Park, Kansas. Notice of the application was published in The Daily Record, Omaha, Nebraska, on April 30, 2008. 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), Bandwidth.com and Embarq entered into a Master Resale agreement arrived at through voluntary negotiations. An executed copy of this agreement is contained within the application.

Neither the agreement nor any portion thereof discriminates against any telecommunications carrier. Furthermore, the implementation of the agreement is consistent with public interest, convenience and necessity.

Section 252(e) of the Act requires this Commission to review interconnection agreements adopted by negotiation or arbitration to ensure they comply with Sections 251 and 252(d) of the Act, as well as all applicable state laws. Using those standards, the interconnection agreement should be approved.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Master Resale Agreement between Bandwidth.com CLEC, LLC, Cary, North Carolina, and United Telephone Company of the West d/b/a Embarq, Overland Park, Kansas, and it is hereby, approved.

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IT IS FURTHER ORDERED that the executed Master Resale 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 3rd day of June, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

//s// Anne C. Boyle
//s// Frank E. Landis

Executive Director

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