BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of Qwest Corporation, Denver, Colorado, seeking a Performance Assurance Plan Amendment to the Interconnection Agreement with NetTalk.Com, Inc., North Miami Beach, Florida, previously approved in Docket C-4157.	)	Application No. C-4177 APPROVED Entered: July 14, 2009

BY THE COMMISSION:

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

On June 1, 2009, an application was filed by Qwest Corporation (Qwest), of Denver, Colorado, seeking approval of an amendment to the interconnection agreement with NetTalk.Com, Inc., (NetTalk.Com), North Miami Beach, Florida, which was previously approved by the Commission in Docket C-4157. Notice of the application was published in The Daily Record, Omaha, Nebraska, on June 8, 2009. No protests were filed; therefore, this application is processed pursuant to the Commission's Rule of Modified Procedure.

On May 12, 2009, in Docket C-4157, the original interconnection agreement between Qwest and NetTalk was approved by the Commission. In the current application, Qwest seeks to amend the agreement by adding a Performance Assurance Plan (PAP) Amendment to the interconnection 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 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 June 1, 2009, should be approved.

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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 NetTalk.Com, 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 14th day of July, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Gerald L. Vap

Anne C. Boyle

Tim Schram

//s// Frank E. Landis

Frank Landis

Chairman

ATTEST:

Executive Director

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