

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) Application No. C-4213  
of United Telephone Company of )  
the West d/b/a Embarq, Overland )  
Park, Kansas, and Metropolitan )  
Telecommunications of Nebraska, )  
Inc. d/b/a MetTel, New York, New ) APPROVED  
York, seeking approval for the )  
adoption of an Interconnection, )  
Collocation, and Resale )  
Agreement pursuant to 47 U.S.C. )  
§252(i). ) Entered: November 10, 2009

BY THE COMMISSION:

On September 30, 2009, a joint application was filed by United Telephone Company of the West d/b/a Embarq (Embarq), Overland Park, Kansas, and Metropolitan Telecommunications of Nebraska, Inc. d/b/a MetTel (MetTel), New York, New York, seeking approval of the adoption of an Interconnection, Collocation, and Resale Agreement pursuant to 47 U.S.C. §252(i). Notice of the application was published in The Daily Record, Omaha, Nebraska, on October 5, 2009. No protests were filed; therefore, this application is processed pursuant to the Commission's Rule of Modified Procedure.

Section 252(i) of the Telecommunications Act of 1996 allows any telecommunications carrier to adopt a Commission-approved interconnection agreement. Embarq wishes to establish an Interconnection, Collocation, and Resale Agreement with MetTel and accordingly seeks to adopt the Granite Telecommunications, LLC Interconnection, Collocation, and Resale Agreement. The agreement was approved by the Commission pursuant to Docket C-3970 on September 25, 2008.

On May 28, 1997, the Commission added language to its mediation/arbitration policy (see Docket C-1128, Progression Order No. 3) which sets forth the procedures to be followed for a Section 252(i) request. Embarq and MetTel have sufficiently complied with the procedures required by the Commission's policy.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-4213 be, and it is hereby, approved and United Telephone Company of the West d/b/a Embarq and Metropolitan Telecommunications of Nebraska, Inc. d/b/a MetTel are hereby authorized to adopt the voluntarily-negotiated Interconnection, Collocation, and Resale Agreement between United Telephone Company of the West d/b/a Embarq and Granite Telecommunications, LLC.

IT IS FURTHER ORDERED that the executed 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 10<sup>th</sup> day of November, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*[Signature]*  
*[Signature]*  
Chairman

ATTEST:

*[Signature]*  
*[Signature]*  
Executive Director

//s//Frank E. Landis