

In the Matter of \_\_\_\_\_

IN THE MATTER OF THE FILING FOR APPROVAL OF A THIRD AMENDMENT TO AN INTERCONNECTION AGREEMENT BETWEEN QWEST CORPORATION AND AT&T COMMUNICATIONS OF THE MIDWEST, INC.

Public Utilities Commission of the State of South Dakota

DATE

MEMORANDA

2/20/01 Filed and Docketed;  
2/22/01 Reply Filing;  
2/28/01 Public Hearing Third Amendment to Agreement;  
2/28/01 Docket Closed.

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July 26, 2001

Debra Elofson, Executive Director  
Public Utilities Commission of the State of South Dakota  
500 East Capitol Avenue  
Pierre, SD 57501

Re: Filing of Amendment No. 3 to the Interconnection Agreement between AT&T  
Communications of the Midwest, Inc. and Qwest Corporation  
Our File No. 2104.078

Dear Ms. Elofson:


Pursuant to ARSD 20:10:32:21 enclosed for filing are an original and ten (10) copies of Amendment No. 3 to the Interconnection Agreement between AT&T Communications of the Midwest, Inc. ("AT&T") and Qwest Corporation ("Qwest") for approval by the Commission. The Agreement is a negotiated agreement with the parties adopting the arbitrated interconnection agreement between AT&T and Qwest which was approved by the Commission effective March 4, 1999 in Docket No. TC96-184.

Amendment No. 3 is made in order to add the terms and conditions to enable AT&T to receive blocking reports on all interoffice trunk groups carrying EAS/local traffic between Qwest tandem switches and Qwest end office switches for Interconnection Trunk Reports as set forth in Attachment 1, attached to the Amendment.

AT&T has authorized Qwest to submit this Agreement on AT&T's behalf.

Sincerely yours,

BOYCE, MURPHY, MCDOWELL  
& GREENFIELD, L.L.P.

  
Thomas J. Welk

RECEIVED

TJW/vjj  
Enclosures

cc: Ms. Christine Schwartz – AT&T (enclosure letter only)  
Ms. Colleen Sevold  
Ms. Debi Hartl (enclosure letter only)

JUL 26 2001  
SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

**Amendment Number 3 to the Interconnection Agreement  
Between  
AT&T Communications Of The Midwest, Inc.  
and  
Qwest Corporation  
South Dakota**

This Amendment ("Amendment") is made and entered into by and between AT&T Communications of the Midwest, Inc. ("CLEC") and Qwest Corporation ("Qwest").

**RECITALS**

WHEREAS, CLEC and Qwest entered into an Interconnection Agreement (the "Agreement") for service in the state of South Dakota that was approved by the South Dakota Public Utilities Commission ("Commission"); and

WHEREAS, CLEC and Qwest desire to amend the Agreement under terms and conditions contained herein.

**AGREEMENT**

NOW THEREFORE, in consideration of the mutual terms, covenants and conditions contained in this Amendment and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

**1. Amendment Terms.**

This Amendment is made in order to add the terms and conditions to enable CLEC to receive blocking reports on all interoffice trunk groups carrying EAS/local traffic between Qwest tandem switches and Qwest end office switches for Interconnection Trunk Reports as set forth in Attachment 1, attached hereto and incorporated herein.

**2. Effective Date.**

This Amendment shall be deemed effective upon approval by the Commission; however, the Parties may agree to implement the provisions of this Amendment upon execution. To accommodate this need, CLEC must generate, if necessary, an updated Customer Questionnaire. In addition to the Questionnaire, all system updates will need to be completed by Qwest. CLEC will be notified when all system changes have been made. Actual order processing may begin once these requirements have been met.

**3. Further Amendments.**

Except as modified herein, the provisions of the Agreement shall remain in full force and effect. Neither the Agreement nor this Amendment may be further amended or altered except by written instrument executed by an authorized representative of both Parties.

**RECEIVED**

JUN 30 2001

The Parties intending to be legally bound have executed this Amendment as of the dates set forth below, in multiple counterparts, each of which is deemed an original, but all of which shall constitute one and the same instrument.

**AT&T COMMUNICATIONS  
OF THE MIDWEST, INC.**

Michael Hydock  
Authorized Signature

MICHAEL HYDOCK  
Name Printed/Typed

Director - ICR - ICA  
Title

7/20/01  
Date

**QWEST CORPORATION**

L. T. Christensen  
Authorized Signature

L. T. Christensen  
Name Printed/Typed

Director - Business Policy  
Title

7/20/01  
Date

## ATTACHMENT 1

### BLOCKING REPORTS

Qwest shall provide to CLEC monthly reports on all interconnection trunk groups and quarterly reports on all interoffice trunk groups carrying EAS/local traffic between Qwest tandem switches and Qwest end office switches. The reports will contain busy hour traffic data, including but not limited to, overflow and the number of trunks in each trunk group.

South Dakota Public Utilities Commission  
**WEEKLY FILINGS**  
For the Period of July 26, 2001 through August 1, 2001

If you need a complete copy of a filing faxed, overnight expressed, or mailed to you, please contact  
Delaine Kolbo within five business days of this filing. Phone: 605-773-3705 Fax: 605-773-3809

**TELECOMMUNICATIONS**

**TC01-095** In the Matter of the Application of NTERA, Inc. for a Certificate of Authority to Provide Interexchange Telecommunications Services and Local Exchange Services in South Dakota.

Application by NTERA, INC. for a Certificate of Authority to provide local and interexchange service in South Dakota including switched and non switched local services, DSL, ISDN, and outbound and toll free interexchange service. Local service is proposed to be provided in areas not eligible for a small or rural carrier exemption pursuant to Section 251(f) (1) of the Federal Act.

Staff Analyst: Dave Jacobson  
Staff Attorney: Kelly Frazier  
Date Docketed: 07/26/01  
Intervention Deadline: 08/17/01

**TC01-096** In the Matter of the Application of TeleCents Communications, Inc. for a Certificate of Authority to Provide Local Exchange Services in South Dakota.

Application by TeleCents Communications, Inc. for a Certificate of Authority to provide resold and facilities based local exchange service in South Dakota. Applicant seeks to provide local service in areas served by LECs that are not eligible for a small or rural carrier exemption pursuant to Section 251(f) (1) of the Federal Act.

Staff Analyst: Dave Jacobson  
Staff Attorney: Kelly Frazier  
Date Docketed: 07/26/01  
Intervention Deadline: 08/17/01

**TC01-097** In the Matter of the Filing for Approval of an Amendment to an Interconnection Agreement between Qwest Corporation and McLeodUSA Telecommunications Services, Inc.

On July 27, 2001, a Filing for Approval of an Amendment to an Interconnection Agreement between Qwest Corporation (Qwest) and McLeodUSA Telecommunications Services, Inc. (McLeodUSA) was received by the Commission. According to the parties the Agreement is a negotiated agreement with the parties adopting the negotiated interconnection agreement between McLeodUSA and USA Telecom, which was approved by the Commission effective July 23, 1999, in Docket TC99-057. The Amendment is made in order to add terms and conditions for Interconnection Distribution Frame (IDF) Collocation, Local Number Portability Managed Cuts, UDIT Rearrangement, UNE Combinations, Shared Transport and Custom Routing as set for in Attachments 1 through 6 and Exhibit A attached to the Amendment. The UNE Combinations portion of this Amendment replaces in its entirety the UNE Combinations amendment previously executed by the parties. Any party wishing to comment on the agreement may do so by filing written comments with the Commission and the parties to the agreement no later than August 16, 2001. Parties to the agreement may file written responses to the comments no later than twenty days after the service of the initial comments.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE FILING FOR ) ORDER APPROVING THIRD  
APPROVAL OF A THIRD AMENDMENT TO AN ) AMENDMENT TO  
INTERCONNECTION AGREEMENT BETWEEN ) AGREEMENT  
QWEST CORPORATION AND AT&T )  
COMMUNICATIONS OF THE MIDWEST, INC. ) TC01-099  
)

On July 30, 2001, Qwest Corporation (Qwest) filed for approval by the South Dakota Public Utilities Commission (Commission) a third amendment to an interconnection agreement between AT&T Communications of the Midwest, Inc. (AT&T) and Qwest. The third amendment is made in order to add terms and conditions to enable AT&T to receive blocking reports on all interoffice trunk groups carrying EAS/local traffic between Qwest tandem switches and Qwest end office switches for interconnection Trunk Reports as set forth in Attachment 1, attached to the Amendment.

On August 2, 2001, the Commission electronically transmitted notice of the filing of the third amendment to interested individuals and entities. The notice stated that any person wishing to comment on the parties' request for approval had until August 20, 2001, to do so. No comments were filed.

At its duly noticed September 7, 2001, meeting, the Commission considered whether to approve the negotiated third amendment to the agreement between Qwest and AT&T. Commission Staff recommended its approval.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31, and the Federal Telecommunications Act of 1996. In accordance with 47 U.S.C. § 252(e)(2), the Commission found that the third amendment does not discriminate against a telecommunications carrier that is not a party to the third amendment and the third amendment is consistent with the public interest, convenience, and necessity. The Commission unanimously voted to approve the third amendment to the agreement. It is therefore

ORDERED, that the Commission approves the negotiated third amendment to the agreement as described herein.

Dated at Pierre, South Dakota, this 14<sup>th</sup> day of September, 2001.

<p style="text-align: center;"><b>CERTIFICATE OF SERVICE</b></p> <p>The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.</p> <p><u>Melaine Kelbo</u> Date: <u>9/14/01</u></p> <p style="text-align: center;">(OFFICIAL SEAL)</p>
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BY ORDER OF THE COMMISSION:

James A. Burg  
JAMES A. BURG, Chairman

Pam Nelson  
PAM NELSON, Commissioner