

Douglas, Tina (PUC)

From: PUC Docket Filings
Sent: Friday, October 27, 2006 12:41 PM
To: Kolbo, Delaine; Zebroski, Carol; Douglas, Tina (PUC); Forney, Heather; Van Gerpen, Patty
Subject: FW: SD - Special Promotion for Available Inventory Collocation Sites Amendment to the ICA between Covad and Qwest

From: Barthel, Dianne[SMTP:DIANNE.BARTHEL@QWEST.COM]
Sent: Friday, October 27, 2006 12:40:31 PM
To: PUC Docket Filings
Cc: gdiamond@covad.com; lhankins@covad.com
Subject: SD - Special Promotion for Available Inventory Collocation Sites Amendment to the ICA between Covad and Qwest

Auto forwarded by a Rule



Attached please find the following filing that will be mailed via UPS today, October 27, 2006.

Special Promotion for Available Inventory Collocation Sites Amendment to the
Interconnection Agreement between Qwest Corporation and DIECA Communications, Inc.
d/b/a Covad Communications Company for the State of South Dakota

Dianne M. Barthel
Sr. Legal Assistant
Qwest
200 South 5th Street, Room 2200
Minneapolis, MN 55402
(612) 672-8904

This communication is the property of Qwest and may contain confidential or privileged information. Unauthorized use of this communication is strictly prohibited and may be unlawful. If you have received this communication in error, please immediately notify the sender by reply e-mail and destroy all copies of the communication and any attachments.

Qwest Corporation
Law Department
(612) 672-8905-Phone
(612) 672-8911-Fax

Jason D. Topp
Corporate Counsel

200 South 5th Street, Room 2200
Minneapolis, Minnesota 55402

October 27, 2006



Patricia Van Gerpen
Executive Director
South Dakota Public Utilities Commission
500 East Capitol Avenue
Pierre, SD 57501

Re: Special Promotion for Available Inventory Collocation Sites Amendment to the Interconnection Agreement between Qwest Corporation and DIECA Communications, Inc. d/b/a Covad Communications Company for the State of South Dakota

Dear Ms. Van Gerpen:

Enclosed for filing for approval by the South Dakota Public Utilities Commission pursuant to 47 U.S.C. § 252 is the Special Promotion for Available Inventory Collocation Sites Amendment to the Interconnection Agreement between Qwest Corporation and DIECA Communications, Inc. d/b/a Covad Communications Company for the State of South Dakota.

Contact information for DIECA Communications, Inc. d/b/a Covad Communications Company is as follows:

Gregory T. Diamond
Senior Counsel
Covad Communications Company
7901 Lowry Boulevard
Denver, CO 80320
(720) 670-1069

Thank you for your help with this matter. Please contact me if you have any questions or concerns.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Jason D. Topp', written over the typed name.

Jason D. Topp

JDT/bardm

Enclosure

cc: Gregory T. Diamond (via e-mail)
Lynn Hankins (via e-mail)
Colleen Sevoid

**Special Promotion for Available Inventory Collocation Sites Amendment
to the Interconnection Agreement between
Qwest Corporation
and
DIECA Communications, Inc. dba Covad Communications Company
for the State of South Dakota**

This Amendment ("Amendment") to the Interconnection Agreement between Qwest Corporation ("Qwest"), a Colorado corporation, and DIECA Communications, Inc. dba Covad Communications Company ("CLEC"), a Virginia corporation, provides limited time promotional rates for Available Inventory Collocations on Available Inventory Sites identified at http://www.qwest.com/wholesale/collocation_space.html under the "Collo Classifieds – Qwest Postings" listing. The Promotional Rates below do not apply to any collocation facilities listed under the "Collo Classifieds – CLEC Postings" listing on the aforementioned internet site. The Parties acknowledge that they have previously entered into an Interconnection Agreement in the applicable state.

Limited Time Offer. The promotional rates provided for herein apply only to valid (complete) Available Inventory applications received between October 1, 2006 and December 31, 2006. The collocation applications must be submitted through the normal channel via rfsmet@qwest.com.

Requirement for Collocation Available Inventory Amendment. To receive the promotional rates, CLEC must execute and submit this Amendment to Qwest, and CLEC must either: (1) currently have Collocation Available Inventory language and rates incorporated into the Interconnection Agreement with Qwest; or (2) execute and submit the Collocation Available Inventory Amendment concurrent with the submission of this executed Amendment.

Non-Conformance Audit. Upon receipt of a complete Collocation Application for a specific Available Inventory Special Site Qwest will perform an audit to identify any items not in compliance with Qwest Collocation Installation guidelines referenced in Qwest Technical Publication 77350. In the verification letter that the CLEC receives, Qwest will include a list of any defects that are the CLEC's responsibility to correct. Upon receipt of the verification letter, CLEC may choose to cancel the request or proceed with the knowledge that CLEC must bring these identified items into compliance within sixty (60) Days following the ready for service date (RFS). The non-conformance audit only applies to Special Sites. This Non-Conformance Audit process applies only to orders for Available Inventory Sites received during the promotional period set forth above.

Promotional Rates. The promotional rates under this Amendment are as follows:

Standard Promotional Discount. Under the Collocation Available Inventory Amendment, Customer receives a discount of fifty percent (50%) off of the nonrecurring charge ("NRC") for reusable elements (e.g. space and terminations) on Available Inventory "Standard Sites" and "Special Sites" under the "Collo Classifieds – Qwest Postings" listing (the "Existing AI Discount"). The Existing AI Discount will be increased from fifty percent (50%) to seventy-five percent (75%) for applications received between October 1, 2006 and December 31, 2006. The QPF is not a discounted item for Available Inventory Sites.

Finished Service Discount. In addition to the Standard Promotional Discount above, CLEC is eligible to receive an additional twenty-five percent (25%) discount to the reusable element NRC (for a total discount of 100% of the NRC for reusable elements) if all the following conditions are met:

1. CLEC must provision at least one (1) DS-1 or higher bandwidth Finished Service (Interconnection Tie Pair (ITP) with the DEMARC outside the collocation) into the Available Inventory Site within thirty (30) Days of receipt of the Collocation site; and
2. CLEC must provide Wholesale Collocation Service Manager with the Customer Carrier Name Abbreviation/Access Customer Name Abbreviation (CCNA/ACNA), purchase order number (PON) and the confirmed Finished Service Qwest circuit identification number within thirty (30) Days of the completion of the Finished Service order; and

3. CLEC must (i) commit to a minimum term agreement on the Finished Service of at least one year and (ii) agree that early termination (TLA) charges will apply if the Finished Service is disconnected prior to the end of the contracted term.

Upon Qwest verification that the above requirements have been fulfilled, Qwest will apply the additional 25% finished Service credit to the CLEC's Collocation invoice within sixty (60) Days of Qwest completing the processing of the Finished Service order. This will bring the total amount of the Reusable Elements NRC discount to 100.

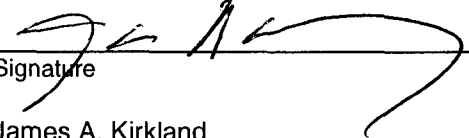
Expiration. The promotional rates for Available Inventory requests will expire on December 31, 2006

Existing Interconnection Agreement. Apart from the rates, terms, and conditions of this Amendment (all of which expire on December 31, 2006), all other rates, terms, and conditions for collocation are contained in the Parties' Interconnection Agreement as amended (including, without limitation, the Collocation Available Inventory Amendment).

State Commission Approval and Implementation. This Amendment is subject to the approval of an applicable state commission. The Parties agree, however, to implement the provisions of this Amendment upon execution.

Entire Agreement. This Amendment (including the Interconnection Agreement as amended, which was incorporated by reference) constitutes the full and entire understanding and agreement between the parties with regard to the subject matter of this Amendment.

**DIECA Communications, Inc. dba
Covad Communications Company**

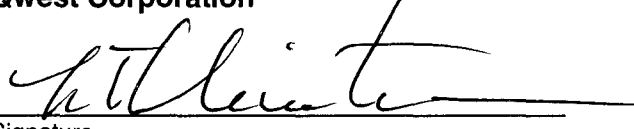


Signature
James A. Kirkland
Name Printed/Typed

Senior VP and General Counsel
Title

10/5/06
Date

Qwest Corporation



Signature

L. T. Christensen
Name Printed/Typed

Director – Interconnection Agreements
Title

10/9/06
Date