

Telecommunications Orders - Issued 1996

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE REQUEST BY AT&T OF THE)
MIDWEST, INC. TO REQUIRE THE FILINGS OF)
INTERCONNECTION AGREEMENTS)

ORDER CONSOLIDATING)
DOCKETS; ORDER SETTING)
BRIEFING SCHEDULE)

TC96-055

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IN THE MATTER OF THE FILING BY)
MCI TELECOMMUNICATIONS)
CORPORATION REGARDING U S WEST)
INTERCONNECTION AGREEMENTS)

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TC96-064

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On March 18, 1996, the Public Utilities Commission (Commission) received a filing from AT&T of the Midwest, Inc. (AT&T) asking the Commission to require the filing, within one week, of all existing interconnection agreements between local exchange carriers, such as U S WEST, and other carriers including traditional local exchange carriers and alternate local exchange or exchange access providers. On April 4, 1996, the Commission electronically transmitted notice of the filing and the intervention deadline of April 19, 1996, to interested individuals and entities.

Petitions to Intervene were received from South Dakota Independent Telephone Coalition (SDITC); Sprint Communications Company L.P. (Sprint); and U S WEST Communications, Inc. (U S WEST). On April 23, 1996, the Commission granted the Petitions to Intervene and ordered the Executive Director to set a procedural schedule in this matter.

On April 15, 1996, the Commission received a filing from MCI Telecommunications Corporation (MCI) which stated, "On March 26, 1996, Michael Beach, vice president - local markets, MCI Telecommunications Corporation, sent [a] letter to Sol Trujillo, president and CEO, U S WEST Communications, Inc., requesting 'copies of existing agreements with all other local exchange carriers -- including agreements with incumbent LECs (such as EAS agreements) as well as with new entrants -- plus agreements entered into before February 8, 1996, consistent with Section 252(a)(1)' of the Federal Telecommunications Act. That subsection and Section 252(e)(1) require that all such agreements, 'including any interconnection agreement negotiated before the date of enactment of the Telecommunications Act of 1996,' must be submitted to your state commission for approval. To date, MCI has not received copies of these agreements from U S WEST. To the best of our knowledge, these documents have not been submitted to other new entrants who have requested them or to your commission. Therefore, we ask that within 10 days of receipt of this letter the South Dakota Public Utilities Commission enforce the legal requirement under the Act and order U S WEST to file all such agreements with you and submit these agreements to all those, including MCI, who have requested negotiations under Section 252(a)(1). We also request that your commission direct U S WEST to submit these agreements to you and the parties within an additional 10 days."

On April 18, 1996, the Commission electronically transmitted notice of the filing and the intervention deadline of May 3, 1996, to interested individuals and entities. No parties or entities filed to intervene.

The Commission has jurisdiction in this matter pursuant to SDCL Chapter 1-26 and 49-31, specifically 1-26-17.1, 49-31-2, 49-31-3, 49-31-4, 49-31-5, 49-31-5.1, 49-31-7, 49-31-7.1, 49-31-11, 49-31-12, 49-31-15, 49-31-17, 49-31-18, and 49-31-21.

On May 14, 1996, at a duly noticed meeting, the Commission decided to consolidate this docket with docket TC96-055 and further ordered the executive director to establish a briefing schedule. It is therefore

ORDERED that dockets TC96-055 and TC96-064 shall be consolidated. It is further

ORDERED that the parties to these dockets shall follow the following briefing schedule:

Initial Briefs Due June 28, 1996

Reply Briefs Due July 16, 1996

Dated at Pierre, South Dakota, this 6th day of June, 1996.

CERTIFICATE OF SERVICE

BY ORDER OF THE
COMMISSION:

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.

Commissioners
Stofferahn, Burg,
Schoenfelder

By: Delaine Kolbo

WILLIAM BULLARD,
JR.

Date: June 6, 1996

Executive Director

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