# BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

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| IN THE MATTER OF THE FILING FOR APPROVAL OF A MASTER SERVICES AGREEMENT BETWEEN QWEST CORPORATION AND COMTEL TELCOM ASSETS LP D/B/A EXCEL TELECOMMUNICATIONS | ) | ORDER APPROVING AGREEMENT<br><br>TC06-085 |

On July 11, 2006, the Commission received for approval a filing of a master services agreement between Qwest Corporation (Qwest) and Comtel Telcom Assets LP d/b/a Excel Telecommunications (Comtel).

On July 13 2006, the Commission electronically transmitted notice of this filing to interested individuals and entities. The notice stated that any person wishing to comment on the parties' request for approval had until July 31, 2006, to do so. No comments were filed.

At its duly noticed August 8, 2006, meeting, the Commission considered whether to approve the agreement between Qwest and Comtel. 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 agreement does not discriminate against a telecommunications carrier that is not a party to the agreement and the agreement is consistent with the public interest, convenience, and necessity. The Commission unanimously voted to approve the agreement. It is therefore

ORDERED, that the Commission approves the agreement.

Dated at Pierre, South Dakota, this 24th day of August, 2006.

**CERTIFICATE OF SERVICE**

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.

By: Delaine Kolbo

Date: 8/25/06

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

ROBERT K. SAHR, Chairman

DUSTIN M. JOHNSON, Commissioner

GARY HANSON, Commissioner