BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE FILING FOR APPROVAL OF AN AMENDMENT TO AN INTERCONNECTION AGREEMENT BETWEEN QWEST CORPORATION AND COMTEL TELCOM ASSETS LP D/B/A VARTEC TELECOM	))))))	**ORDER APPROVING AMENDMENT TO AGREEMENT** **TC07-034**

On May 18, 2007, the Commission received for approval a filing of an Amendment to an Interconnection Agreement between Qwest Corporation (Qwest) and Comtel Telcom Assets LP d/b/a VarTec Telecom (Comtel). The amendment is made to add the following language to the agreement:

> "Failure by Comtel to timely pay the Cash Cure Payments, according to the Stipulation and Order as approved by the United States Bankruptcy Court for the District of Northern Texas, Dallas Division in Case No. 04-81694-HDH-11, shall constitute an event of default under the Interconnection Agreement, but only after Comtel has been given written notice of its failure to make timely Cash Cure Payment and Comtel fails to cure such default within ten (10) Business Days of receipt of such default notice."

On May 24, 2007, the Commission electronically transmitted notice of the filing of the amendment to interested individuals and entities. The notice stated that any person wishing to comment on the parties' request for approval had until June 7, 2007, to do so. No comments were filed.

At its duly noticed June 26, 2007, meeting, the Commission considered whether to approve the negotiated amendment to 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 amendment does not discriminate against a telecommunications carrier that is not a party to the amendment and the amendment is consistent with the public interest, convenience, and necessity. The Commission unanimously voted to approve the amendment to the agreement. It is therefore

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

Dated at Pierre, South Dakota, this 2nd day of July, 2007.

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, electronically.

By: Delaine Kolbo

Date: 7/5/07

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

DUSTIN M. JOHNSON, Chairman

GARY HANSON, Commissioner

STEVE KOLBECK, Commissioner