

**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 LEVEL 3 )  
COMMUNICATIONS, LLC )**

**ORDER APPROVING  
AMENDMENT TO  
AGREEMENT**

**TC08-097**

On June 19, 2008, the Commission received for approval a filing of an Amendment to an Interconnection Agreement between Qwest Corporation (Qwest) and Level 3 Communications, LLC (Level 3). The amendment is made to extend the term, and to the extent applicable, amended by deleting certain UNEs or by changing or adding terms and conditions for certain UNEs as set forth in Attachment 1 and Exhibit A to this amendment.

On June 26, 2008, 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 July 9, 2008, to do so. No comments were filed.

At its duly noticed July 29, 2008, meeting, the Commission considered whether to approve the negotiated amendment to the agreement between Qwest and Level 3. 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 6<sup>th</sup> day of August, 2008.

<b>CERTIFICATE OF SERVICE</b>
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: <u><i>Aldine Kolbo</i></u>
Date: <u>8/7/08</u>
(OFFICIAL SEAL)

**BY ORDER OF THE COMMISSION:**

*Gary Hanson*

**GARY HANSON, Chairman**

*Steve Kolbeck*

**STEVE KOLBECK, Commissioner**

*Dustin M. Johnson*

**DUSTIN M. JOHNSON, Commissioner**