

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

IN THE MATTER OF THE FILING FOR)	ORDER APPROVING
APPROVAL OF AN AMENDMENT TO AN)	AMENDMENT TO
INTERCONNECTION AGREEMENT BETWEEN)	AGREEMENT
QWEST CORPORATION AND BULLSEYE)	
TELECOM, INC.)	TC08-098

On June 20, 2008, the Commission received for approval a filing of an Amendment to an Interconnection Agreement between Qwest Corporation (Qwest) and Bullseye Telecom, Inc. (Bullseye). The amendment is amended by:

- (1) Replacing the existing Unbundled Network Elements (UNEs) Section 9, in its entirety, with the Unbundled Network Elements (UNEs) Section 9 terms, conditions and rates, as set forth in Attachment 3 and Exhibit to this amendment; and
- (2) Due to the UNEs Section 9 replacement (noted above), Common Area Splitter Collocation terms, conditions and rates were moved (and updated) from the UNEs Section of the Agreement (Section 9), to the Collocation Section of the Agreement (Section 8), as set forth in Attachment 2 and Exhibit A to this amendment; and
- (3) Adding and replacing definitions in the Definitions Section of the Agreement (Section 4), as set forth in Attachment 1 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 Bullseye. 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 6th day of August, 2008.

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: Alaine Koeb

Date: 8/7/08

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Steve Kolbeck
STEVE KOLBECK, Commissioner

Dustin M. Johnson
DUSTIN M. JOHNSON, Commissioner