

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

IN THE MATTER OF THE FILING FOR)	ORDER APPROVING
APPROVAL OF AN INTERCONNECTION)	AGREEMENT
AGREEMENT BETWEEN QWEST)	
CORPORATION AND DSLNET)	TC09-006
COMMUNICATIONS, LLC N/K/A MEGAPATH,)	
INC.)	

On February 20, 2009, the Commission received for approval a filing of an Interconnection Agreement between Qwest Corporation (Qwest) and DSLnet Communications, LLC n/k/a MegaPath, Inc. (MegaPath).

On February 26, 2009, 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 March 12, 2009, to do so. No comments were filed.

At its duly noticed March 24, 2009 meeting, the Commission considered whether to approve the agreement between Qwest and MegaPath. 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 31st day March, 2009.

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: <u><i>Aldaine Kolba</i></u>
Date: <u>4/1/09</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Dustin M. Johnson
DUSTIN M. JOHNSON, Chairman

Steve Kolbeck
STEVE KOLBECK, Commissioner

Gary Hanson
GARY HANSON, Commissioner