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FEB 22 2002

February 20, 2002

**SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION**

Debra Elofson, Executive Director
Public Utilities Commission of the State of South Dakota
500 East Capitol Avenue
Pierre, SD 57501

Re: Filing of the Amendment to Wireline Interconnection Agreement between Qwest Corporation and Covad Communications Company for the State of South Dakota
Our File No. 2104.078

Dear Ms. Elofson:

Pursuant to ARSD 20:10:32:21 enclosed for filing are an original and ten (10) copies of the Amendment to the Wireline Interconnection Agreement between Qwest Corporation ("Qwest") and Covad Communications Company ("Covad") for the State of South Dakota for approval by the Commission. This is an amendment to the Interim Line Sharing Agreement between Covad and Qwest which was approved by the Commission on November 18, 1999 (TC99-017).

This Amendment is made in order to add to the Agreement the terms and conditions for testing on Shared Loops and adding paragraph 19.A to the Repair and Maintenance section of the Agreement as set forth in the Amendment.

Covad has authorized Qwest to submit this Agreement on Covad's behalf.

Sincerely yours,

BOYCE, MURPHY, MCDOWELL
& GREENFIELD, L.L.P.


Thomas J. Welk

TJW/vjj

Enclosures

cc: Mr. Dhruv Khanna - Covad (enclosure letter only)
Ms. Megan Dobernack - Covad (enclosure letter only)
Ms. Colleen Sevold
Ms. Mary Sullivan (enclosure letter only)

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SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

**Amendment
To the Interim Line Sharing Agreement
between
Qwest Corporation
and
Covad Communications Company
For the State of South Dakota**

This Amendment ("Amendment") is to the Interim Line Sharing Agreement between Qwest Corporation ("Qwest"), a Colorado corporation, and Covad Communications Company ("CLEC").

RECITALS

WHEREAS, the Parties entered into an Interim Line Sharing Agreement, for service in the State of South Dakota ("Agreement"); and

WHEREAS, the Parties wish to amend the Agreement by adding the terms and conditions contained herein.

AGREEMENT

NOW THEREFORE, in consideration of the mutual terms, covenants and conditions contained in this Amendment and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

1. Amendment Terms

This Amendment is made in order to add to the Agreement the terms and conditions for testing on Shared Loops as set forth herein.

The following paragraph shall be added to the "General" section as Paragraph 6.A.

6.A. Qwest will test for electrical faults (e.g., opens, and/or foreign voltage) on Shared Loops as part of basic installation. Testing will be done in such a way as to ensure circuit integrity from the central office Demarcation Point to the MDF.

The following paragraph shall be added to the "Repair and Maintenance" section as Paragraph 19.A.

19.A. Qwest will test for electrical faults (e.g., opens, and/or foreign voltage) on Shared Loops in response to trouble tickets initiated by CLEC. Testing will be done in such a way as to ensure circuit integrity from the central office Demarcation Point to the MDF. When trouble tickets are initiated by CLEC, and such trouble is not an electrical fault (e.g., opens, shorts, and/or foreign voltage) in Qwest's network, Qwest will assess CLEC the TIC Charge.

2. Effective Date

This Amendment shall be deemed effective upon signature by both Parties.

3. Further Amendments

Except as modified herein, the provisions of the Agreement shall remain in full force and effect. Neither the Agreement nor this Amendment may be further amended or altered except by written instrument executed by an authorized representative of both Parties.

The Parties intending to be legally bound have executed this Amendment as of the dates set forth below, in multiple counterparts, each of which is deemed an original, but all of which shall constitute one and the same instrument.

DIECA Communications, Inc. dba
Covad Communications Company



Authorized Signature

Dhruv Khanna

Name Printed/Typed

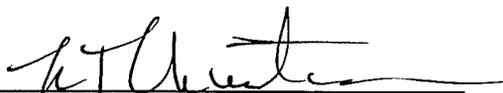
VP & General Counsel

Title

Feb. 6, 2002

Date

Qwest Corporation



Authorized Signature

L. T. Christensen

Name Printed/Typed

Director - Business Policy

Title

2/12/02

Date

South Dakota Public Utilities Commission

WEEKLY FILINGS

For the Period of February 21, 2002 through February 27, 2002

If you need a complete copy of a filing faxed, overnight expressed, or mailed to you, please contact Delaine Kolbo within five business days of this report. Phone: 605-773-3705 Fax: 605-773-3809

ELECTRIC

EL02-003 In the Matter of the Petition of West River Electric Association, Inc. for a Declaratory Ruling Regarding Service Territory Rights Concerning Black Hills Power, Inc. and West River Electric Association, Inc.

West River Electric Association, Inc. (WREA) has filed a petition with the South Dakota Public Utilities Commission for a declaratory ruling in regard to the following issues:

- A. Whether Black Hills Power, Inc. is rendering or has extended service within WREA's territory in violation of SDCL 49-34A-42.
- B. Whether WREA has the right to provide future electrical service to the Rapid City Waste Treatment Facility located within WREA's assigned service area.

Staff Analyst: Martin Bettmann
Staff Attorney: Karen Cremer
Date Docketed: 02/21/02
Intervention Deadline: 03/15/02

TELECOMMUNICATIONS

TC02-019 In the Matter of the Filing by New Edge Network, Inc. d/b/a New Edge Networks for Approval of Relief of Certification Requirement to Post Surety Bond.

In an Order dated December 8, 1999, the Commission granted New Edge Network, Inc. d/b/a New Edge Networks (New Edge) authority to provide interexchange and local exchange telecommunications services in South Dakota, subject to a continuous \$25,000 surety bond. On February 21, 2002, the Commission received a filing from New Edge requesting relief from the Commission's bond requirement.

Staff Analyst: Keith Senger
Staff Attorney: Karen Cremer
Date Docketed: 02/21/02
Intervention Deadline: 03/08/02

TC02-020 In the Matter of the Filing for Approval of an Amendment to an Interconnection Agreement between Qwest Corporation and DIECA Communications, Inc. d/b/a Covad Communications Company.

On February 22, 2002, the Commission received for approval a filing of an Amendment to the Wireline Interconnection Agreement between Qwest Corporation (Qwest) and Covad Communications Company for the State of South Dakota (Covad). According to the parties the Amendment is a negotiated amendment which is made in order to add terms and conditions for testing on Shared Loops and adding paragraph 19.A to the Repair and Maintenance section of the Agreement as set forth in the Amendment. Any party wishing to comment on the agreement may do so by filing written comments with the Commission and the parties to the agreement no later than March 14, 2002. Parties to the agreement may file written responses to the comments no later than twenty days after the service of the initial comments.

Staff Attorney: Kelly Frazier
Date Docketed: 02/22/02
Initial Comments Due: 03/14/02

TC02-021 In the Matter of the Filing for Approval of an Amendment to an Interconnection Agreement between Qwest Corporation and New Edge Network, Inc. d/b/a New Edge Networks.

On February 22, 2002, the Commission received for approval a filing of an Amendment for Unbundled Loops and Unbundled Dedicated Interoffice Transport (UDIT) to the Interconnection Agreement between New Edge Network, Inc. (New Edge) and Qwest Corporation (Qwest). According to the parties the Amendment is a negotiated amendment which is made in order to replace in its entirety, the terms, conditions and rates for Unbundled Loops and Unbundled UDIT to the agreement or any associated amendment, as set forth in Attachments 1 and 2 and Exhibits A and B of the Amendment. Any party wishing to comment on the agreement may do so by filing written comments with the Commission and the parties to the agreement no later than March 14, 2002. Parties to the agreement may file written responses to the comments no later than twenty days after the service of the initial comments.

Staff Attorney: Kelly Frazier
Date Docketed: 02/22/02
Initial Comments Due: 03/14/02

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**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 DIECA)	
COMMUNICATIONS, INC. D/B/A COVAD)	TC02-020
COMMUNICATIONS COMPANY)	

On February 22, 2002, Qwest Corporation (Qwest) filed for approval by the South Dakota Public Utilities Commission (Commission) an amendment to an interconnection agreement between DIECA Communications, Inc. d/b/a Covad Communications Company (DIECA) and Qwest. The Amendment is made in order to add to the agreement the terms and conditions for testing on Shared Loops and adding paragraph 19.A to the Repair and Maintenance section of the agreement as set forth in the amendment.

On February 28, 2002, 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 March 14, 2002, to do so. No comments were filed.

At its duly noticed April 17, 2002, meeting, the Commission considered whether to approve the negotiated amendment to the agreement between Qwest and DIECA. 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 19th day of April, 2002.

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: <u>Melaine Kolbo</u>
Date: <u>4/23/02</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Robert K. Sahr
ROBERT K. SAHR, Commissioner