

THE PUBLIC UTILITIES COMMISSION

OF THE STATE OF SOUTH DAKOTA

RECEIVED

===== JUN 12 2002 =====

IN THE MATTER OF THE COMPLAINT
FILED BY CHARLENE LUND ON BEHALF
OF SDCASAA, PIERRE, SOUTH DAKOTA,
AGAINST MCI WORLDCOM AND QWEST
CORPORATION REGARDING UNAUTHORIZED
BILLING FOR SERVICES

**SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION**

CT02-013

=====

Transcript of Proceedings
May 30, 2002

ORIGINAL

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BEFORE THE PUBLIC UTILITIES COMMISSION,
JIM BURG, CHAIRMAN
PAM NELSON, VICE CHAIRMAN
ROBERT SAHR, COMMISSIONER

COMMISSION STAFF

- John Smith
- Karen Cremer
- Kelly Frazier
- Greg Rislov
- Mary Healy
- Harlan Best
- Keith Senger
- Dave Jacobson
- Michele Farris
- Heather Forney
- Mary Giddings
- Sue Cichos
- Debra Elofson

Reported By Cheri McComsey Wittler, RPR

PRECISION REPORTING
L I M I T E D

1 THE PUBLIC UTILITIES COMMISSION
2 OF THE STATE OF SOUTH DAKOTA
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4 IN THE MATTER OF THE COMPLAINT
5 FILED BY CHARLENE LUND ON BEHALF
6 OF SDCASAA, PIERRE, SOUTH DAKOTA, CT02-013
7 AGAINST MCI WORLDCOM AND QWEST
8 CORPORATION REGARDING UNAUTHORIZED
9 BILLING FOR SERVICES
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11 Transcript of Proceedings
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34 Reported By Cheri McComsey Wittler, RPR
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1 CHAIRMAN BURG: CT02-013, In The
2 Matter of the Complaint Filed by Charlene Lund on
3 Behalf of SDCASAA, Pierre, South Dakota against MCI
4 WorldCom and Qwest Corporation Regarding
5 Unauthorized Billing of Services.
6 Today shall the Commission grant Qwest's
7 Motion to Dismiss and shall the Commission grant
8 MCI's Motion to Dismiss?
9 Ms. Lund? Is she on the phone?
10 MS. HEALY: She is not.
11 CHAIRMAN BURG: Who wants to
12 represent Qwest as far as their request for
13 dismissal?
14 MS. SEVOLD: Mr. Chairman, this is
15 Colleen Sevold, Qwest Corporation, and Qwest has
16 requested to be dismissed from this case.
17 First of all, we were the billing agent for an
18 MCI call but in talking to the staff's attorney and
19 the Complainant, I was asked to go back and get
20 actual switching records that show if a call indeed
21 has been made from that number.
22 I did file those under confidentiality, but it
23 does show that indeed this number was dialed from
24 that telephone. So Qwest asks to be dismissed.
25 CHAIRMAN BURG: I'm going to take it

1 APPEARANCES BY TELEPHONE 2
2 Colleen Sevold, Qwest Corporation
3 John Munn, Qwest Corporation
4 Philip Roselli, Qwest Corporation
5 Tom Welk, Qwest Corporation
6 Janet Browne, AT&T
7 Steven Weigler, AT&T
8 Brad Vanleur, VP Telecom
9 Mike Powers, VP Telecom
10 Mary Lohnes, Midcontinent Communications
11 David Prazak, Otter Tail Power Co.
12 Cindy Grosvenor, TELECOM Consulting
13 Tom Frieberg, City of Beresford
14 Wayne Akland, City of Beresford
15 Jerry Zeimetz, City of Beresford
16 Donna Weig, Complainant
17 =====
18 TRANSCRIPT OF PROCEEDINGS, held in the
19 above-entitled matter, at the South Dakota State
20 Capitol, Room 412, 500 East Capitol Avenue, Pierre,
21 South Dakota, on the 30th day of May 2002, commencing
22 at 1:30 p.m.
23
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4
1 one at a time. Two requests to dismiss. Does
2 staff have any comments on Qwest's Motion to
3 Dismiss?
4 MR. FRAZIER: Yes. Generally we do
5 support dismissing billing agents, but in this case
6 we do have some e-mails from MCI indicating this
7 was a direct phone call and that it was Qwest's
8 fault so we have some information from -- MCI is
9 blaming Qwest. Qwest is blaming MCI.
10 To cut to the chase, either she did or didn't
11 make the call. If she didn't make the call, then
12 nobody has any idea how this ended up on her bill
13 because there is an indication on what we've seen
14 the call was actually made from the CASA office.
15 So if she didn't make the call, I think we
16 should keep all the parties here to find out how
17 the heck this ended up on her bill. And if she did
18 make the call -- and I think the Commission should
19 make that determination after a full hearing and
20 evidence and testimony has been presented under
21 oath.
22 Either way, with her adamant denial that she
23 didn't make this call, I think if we dismiss Qwest,
24 we possibly preclude MCI's defense that somebody
25 else did it. So I would resist a Motion to Dismiss

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1 either party.

2 MS. SEVOLD: I am not saying it is

3 MCI's fault. I'm saying we were acting as the

4 billing agent, but when Qwest pulled the records

5 from the actual switch, the calls were made. So I

6 am not in any way blaming MCI.

7 CHAIRMAN BURG: Right. I understood

8 that. MCI, do you have any objection to the

9 dismissal of Qwest?

10 Do you have any comment on the dismissal of

11 Qwest?

12 MR. GERDES: No. We take no

13 position.

14 CHAIRMAN BURG: Okay. I think with

15 that information we have I think we're better off

16 to probably not dismiss it and so we have

17 everything in front of us if we have to go forward

18 with this. So I move we do not grant Qwest's

19 Motion to Dismiss.

20 COMMISSIONER NELSON: Second.

21 COMMISSIONER SAHR: Concur.

22 CHAIRMAN BURG: The second one is

23 shall the Commission grant MCI's Motion to Dismiss.

24 You requested this Motion to Dismiss?

25 MR. GERDES: Mr. Chairman, Members

6

1 of the Commission, Dave Gerdes representing MCI

2 WorldCom. Seeing the handwriting on the wall, I'll

3 be brief. We have the same call records, and we

4 did file them that show that a call was made from

5 that phone.

6 If, in fact, a call was made from that phone,

7 it would be the Complainant's obligation to make

8 sure that that phone is secure. And so certainly

9 it would not be the obligation of WorldCom to

10 respond in damages no matter who made the call.

11 The fact that Ms. Lund or somebody else didn't

12 make the call doesn't mean that MCI should be

13 liable. I mean, it may be that they left the door

14 open and somebody walked in and used their phone.

15 We don't know.

16 CHAIRMAN BURG: Is this agency a

17 customer of MCI for long distance?

18 MR. GERDES: I don't know that right

19 off the top of my head.

20 CHAIRMAN BURG: I assume that's the

21 only way you would have been brought into the

22 issue.

23 MR. GERDES: It's an 800 number, and

24 the 800 number prompted the 900 number. So the 900

25 must be -- it is obviously an MCI customer. But

7

1 whether or not this agency is a regular customer of

2 WorldCom's, I don't know.

3 CHAIRMAN BURG: I'm totalling

4 confused. At this point I'm going to move not to

5 dismiss on that basis.

6 MR. SMITH: There is a question of

7 fact.

8 MR. GERDES: Well, if you don't

9 believe the billing statement, there's a question

10 of fact.

11 MR. SMITH: Your evidence might turn

12 out to be more persuasive, but there is, in fact,

13 an issue of fact.

14 CHAIRMAN BURG: I think we need to

15 clear it up, but I stand with my Motion to not

16 dismiss MCI's request to dismiss.

17 COMMISSIONER NELSON: I'd second.

18 COMMISSIONER SAHR: I'd concur.

19 CHAIRMAN BURG: The requests have

20 been denied.

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1 CHAIRMAN BURG: CT02-014, In The

2 Matter of the Complaint Filed by Verne Thorstenson,

3 Rapid City, South Dakota, Against Qwest Corporation

4 Regarding Continued Billing.

5 Today if the matter is resolved, shall the

6 Commission dismiss the Complaint and close the

7 Docket?

8 Karen, any comments?

9 MS. CREMER: I have no comments.

10 COMMISSIONER NELSON: I'd move to

11 dismiss the Complaint and close the Docket in

12 CT02-014.

13 COMMISSIONER SAHR: I second.

14 CHAIRMAN BURG: I concur. The

15 Docket will be closed and the Complaint dismissed

16 in CT02-014.

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1 CHAIRMAN BURG: TC01-165, In The
 2 Matter of the Analysis into Qwest Corporation's
 3 Compliance with Section 271(c) of the
 4 Telecommunications Act of 1996.
 5 Today the Commission is entertaining comments
 6 regarding procedural schedule of the OSS issues.
 7 What we're really looking for today is just
 8 recommendations of how we should proceed, and what
 9 I understand is that the OSS testing results are
 10 out; is that correct?
 11 MS. CREMER: Yes. The final report
 12 was issued yesterday.
 13 CHAIRMAN BURG: Have we got a copy
 14 yet?
 15 MS. CREMER: Well, that was one of
 16 the questions I was going to ask is who's going to
 17 submit that or, you know, is that something we're
 18 just expected to -- I guess, you know, will this be
 19 made a part of the 271 filing? Will this be a
 20 separate Docket in and of itself?
 21 Are you going to open the record and have it
 22 submitted by Qwest or -- I wasn't clear how you
 23 wanted to proceed with that aspect of it.
 24 CHAIRMAN BURG: I think this is put
 25 on the Docket today to plain get recommendations

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1 for us from the parties as to what they'd like to
 2 proceed.
 3 Are we talking about submitting written
 4 recommendations, or do we want to have whatever's
 5 verbal today?
 6 MR. SMITH: I guess why don't we
 7 hear from the parties that are here, any of them
 8 that are parties, Mr. Chairman, and see what they
 9 have to say.
 10 CHAIRMAN BURG: I'll start with
 11 Qwest. Do you have any comments in answer to that
 12 question?
 13 MR. ROSELLI: Thank you for the
 14 opportunity, Mr. Chairman. You probably won't be
 15 surprised to hear Qwest will recommend moving
 16 forward as expeditiously as feasible for a couple
 17 of reasons.
 18 First of all, as you're probably aware, the
 19 Commission will be charged with making a
 20 recommendation to the FCC. It's not in any sense a
 21 binding recommendation. Based on that, Qwest does
 22 not feel that a full blown "hearing" would be
 23 necessary.
 24 Particularly in light of the fact that the
 25 test -- the final test that has been generated to

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1 the result of a comprehensive open and
 2 collaborative process that all parties had a chance
 3 to participate in. Again, as I suggested, the
 4 final report is really an exhaustive and largely
 5 self-contained document that to a large degree
 6 speaks for itself in terms of what it represents.
 7 And I can also inform you that in other states
 8 most other states have made the determination that
 9 the final document really does speak for itself and
 10 is sufficient to proceed on that basis with a
 11 lesser type of procedural schedule.
 12 And the other states in our region have
 13 typically looked at at most a period for the
 14 parties to file their comments relating to the
 15 final report and perhaps at the end of the comment
 16 cycle an opportunity for argument. But most of the
 17 states have acknowledged the comprehensiveness of
 18 the final report and the test process which spans
 19 three plus years on most of this point and
 20 acknowledged on that basis it's not necessary to
 21 proceed with a full evidentiary hearing.
 22 So it would be Qwest's recommendation that the
 23 Commission move forward, with all due haste afford
 24 the parties an opportunity to comment on the final
 25 report if the Commission deems that necessary. But

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1 that would be Qwest's position with regard to the
 2 matter.
 3 CHAIRMAN BURG: Black Hills
 4 Fibercom?
 5 MR. EVANS: Thank you, Mr. Chairman.
 6 Linn Evans, Black Hills Corporation, parent company
 7 of Black Hills Fibercom.
 8 We understand that perhaps even as recent as
 9 yesterday KPMG made a presentation to the Nebraska
 10 PUC that lasted a couple of hours where the
 11 consultant actually came in and explained how the
 12 OSS was formed.
 13 We would certainly be amenable to something of
 14 that nature or at least the live person is hear to
 15 explain the 900 pages and perhaps submit that
 16 person to maybe some limited cross-examination or,
 17 if nothing else, at least some questions for
 18 clarification.
 19 I believe the Commission understands the OSS
 20 is a cornerstone or a major pillar to at least the
 21 QPAP and to some degree the SGAT which Black Hills
 22 Fibercom certainly has a strong interest in.
 23 CHAIRMAN BURG: Are you recommending
 24 that the record be open and that be made part of
 25 the record?

13

1 MR. EVANS: I would think so, yes.
 2 CHAIRMAN BURG: Okay. Thank you.
 3 AT&T?
 4 MR. WEIGLER: Thank you. Steve
 5 Weigler from AT&T. Mr. Roselli's correct that your
 6 recommendation isn't final. The FCC has said that
 7 they would strongly look at a state's
 8 recommendation if they do an exhaustive review of
 9 the various checklist items, and the OSS test
 10 relates to, I think, almost every checklist item
 11 and it's an essential part of every checklist item.
 12 Accordingly, AT&T is asking that this
 13 Commission look exhaustively like they're looking
 14 at everything else on the results of the OSS test.
 15 So, number one, I think this record does need to be
 16 reopened and that this report be put in the record,
 17 number two, the parties have the opportunity either
 18 to give written comments or/and an oral
 19 presentation to this Commission to look at the
 20 results of the OSS test and that, finally, once
 21 that is done the Commission, if they deem
 22 necessary, should have the opportunity to hear from
 23 the testes from KPMG.
 24 But I leave that up to the Commission on what
 25 they think is an exhaustive enough review, but we

14

1 do want to have the opportunity to point out
 2 differences we're going to have and we've had with
 3 Qwest in other states, differences we have on the
 4 OSS test.
 5 CHAIRMAN BURG: Okay. Mary Lohnes,
 6 do you have any comments from Midcontinent?
 7 MS. LOHNES: I think I'll turn it
 8 over to Mr. Gerdes for us.
 9 MR. GERDES: I haven't talked --
 10 CHAIRMAN BURG: I don't know if you
 11 want him today.
 12 MR. GERDES: I'm on a bad run, Mary.
 13 Are you sure you want me to talk?
 14 Mr. Chairman, Members of the Commission,
 15 Dave Gerdes representing Midcontinent.
 16 Midcontinent would agree essentially with AT&T, I
 17 think, and that is it makes sense to leave the
 18 record open -- I think the record is open
 19 already -- and that this be made part of the record
 20 and there be an adequate comment time.
 21 It is 900 pages so I think we have to have at
 22 least 30 days to comment on it and maybe more. I
 23 mean, we're writing our brief right now in response
 24 to Qwest's brief. So maybe we're talking 45. I'll
 25 leave that up to the Commission. I mean, you know

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1 what you want to do.
 2 And, finally, if the comments that are made
 3 raise questions in the Commission's mind, then
 4 there would be the option for the Commission to
 5 call KPMG or the parties or anyone else to a
 6 hearing that the Commission could fashion as it
 7 feels is necessary based on the comments that are
 8 made.
 9 CHAIRMAN BURG: Let me ask this
 10 question of AT&T. If we brought somebody from KPMG
 11 in to make a formal presentation, would you
 12 participate as far as any examination or
 13 cross-examination?
 14 MR. WEIGLER: This is Mary Tribey's
 15 (phonetic) issue, and as long as there's no
 16 conflicting schedules, I don't see why Ms. Tribey
 17 would not attend and make a presentation. The note
 18 from her says if you wish to hold proceedings,
 19 we'll do our best to participate.
 20 CHAIRMAN BURG: Okay. I don't think
 21 I missed any parties, did I?
 22 CHAIRMAN BURG: Any other comments?
 23 Staff?
 24 MS. CREMER: Thank you. Staff's
 25 position is similar to everyone's. Again, we would

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1 need adequate time to read it. It's 900 pages of
 2 words, not charts and graphs, so I think that's
 3 going to take a few days to read anyway.
 4 If we do it, other than giving us adequate
 5 time to read it, I don't think whatever you do is
 6 going to be of any value, to bring somebody in here
 7 right away without having given anyone an
 8 opportunity to read the report, which I haven't
 9 seen yet.
 10 I did go to the website and we have it
 11 unzipped but we haven't printed it yet. So I don't
 12 have any idea what the format of it is. I think
 13 just having Qwest tell us they passed doesn't do us
 14 much good. I mean, obviously they passed. That's
 15 the way it was set up. It's a military testing so
 16 they've obviously passed. So I think it would be
 17 best to have KPMG come in and talk to us about it.
 18 I guess I was envisioning -- I don't know if
 19 you'd call it a round table discussion but the guy
 20 is here and Commissioners and staff and the parties
 21 could all ask questions of the KPMG guy and have a
 22 discussion as to what does this mean. Because my
 23 understanding is they are very neutral about it and
 24 they do discuss some of the I don't want to say
 25 faults of it but some of the problems maybe that

1 was found within the testing and maybe what isn't
 2 maybe I don't want to say inadequate or anything
 3 because I think everyone agrees it's done and
 4 they've passed but I wouldn't want it confined to
 5 just staff asking questions or Commissioners, which
 6 is what I understand they did in Nebraska
 7 yesterday.

8 I would like to see all the parties be able to
 9 participate in it, and then you could either do
 10 comments -- at that point you could allow people to
 11 comment. You could also, I guess, allow them to
 12 comment before and everybody would have an idea of
 13 what you were going to talk about.

14 But I think it generally tends to be a little
 15 different when you get the person here.

16 CHAIRMAN BURG: Mr. Gerdes indicated
 17 he thought they need 30 days to adequately read
 18 this. What's your feeling on it?

19 MS. CREMER: At least.

20 CHAIRMAN BURG: Mr. Evans?

21 MR. EVANS: I would agree.

22 MR. ROSELLI: I would like to
 23 address that, if I might.

24 CHAIRMAN BURG: Okay.

25 MR. ROSELLI: I know we're making

1 KPMG provided an analysis of the differences?
 2 MR. ROSELLI: Yes, they have. I
 3 believe they've prepared a log. I'm not sure what
 4 the name of that document is but they have prepared
 5 a master document or a key that moves between the
 6 changes from the draft final report to the final
 7 report and I think that would facilitate the
 8 parties' review of the document.

9 It would be Qwest's position for a 30-day
 10 review to review and final comments would be
 11 excessive. I can only benchmark it what other
 12 states have ordered, but the number we most
 13 typically find is 10 day.

14 COMMISSIONER NELSON: I guess I do
 15 things on a need to know basis and I haven't needed
 16 to know this until now so I guess I'd say if we're
 17 looking at 900 pages from the newest version, we'd
 18 have to read the other 900 pages to be sure of any
 19 substantive changes.

20 Because my definition of that might not be
 21 Qwest's definition of that. So that means a 900
 22 page document we're needing to be looking at to
 23 make intelligent decisions about and it seems
 24 45 days would be more reasonable than a 30 day and
 25 10 is totally unreasonable.

1 much of the fact it is 900 pages. It's a
 2 voluminous document. I started my way through it
 3 last night. I would like to point out KPMG did
 4 provide a draft final report in mid-April, and
 5 there are very few changes from the draft to the
 6 final report.

7 One of the express purposes for providing the
 8 draft final report back in April was to give the
 9 parties a leg up, so to speak, in beginning to
 10 review and digest this voluminous document. So the
 11 900 pages all while this is a somewhat daunting
 12 number I do want the Commission to be aware that
 13 the parties have had this document with very few
 14 changes effectively in their hands since mid-April,
 15 and Qwest at least from it's part has been working
 16 through the draft final report diligently through
 17 the last 45 days or so and I can tell you having
 18 spent a better part or, in fact, all of last night
 19 since I have not yet slept comparing the final
 20 report to the draft final report, there are not
 21 significant changes.

22 A few test criteria evaluations have changed,
 23 but anybody who compared the two documents side by
 24 side would find them very familiar.

25 CHAIRMAN BURG: Along that line, has

1 CHAIRMAN BURG: My preference at
 2 this point is to just take the comments under
 3 advisement, and we will issue a procedural schedule
 4 within a short period of time.

5 We won't take too long to determine that
 6 procedural schedule, but I think we want to take
 7 the comments under advisement as we develop that
 8 procedural schedule. So we'll leave it at that
 9 unless there's some objection.

10 COMMISSIONER SAHR: Works for me.

11 CHAIRMAN BURG: That concludes item
 12 two.

<p>1 CHAIRMAN BURG: TC02-023, In The 2 Matter of the Filing For Approval of Statement of 3 Generally Available Terms and Conditions For 4 Interconnection, Unbundled Network Elements, 5 Ancillary Services and Resale of Telecommunications 6 Services Between Qwest Corporation and Premiere 7 Network Services, Incorporated. 8 Today shall the Commission approve the 9 proposed agreement? 10 Does Qwest have any comments on that 11 agreement? 12 MS. SEVOLD: No. We have no 13 comments, Mr. Chairman. 14 CHAIRMAN BURG: I don't believe -- 15 Premiere, they aren't on; right? 16 Kelly, any comments? 17 MR. FRAZIER: No. This appears to 18 have been properly filed, and the proper time frame 19 has passed. 20 CHAIRMAN BURG: I'll move then that 21 we approve the proposed agreements in TC02-023. 22 COMMISSIONER NELSON: Second. 23 COMMISSIONER SAHR: Concur. 24 CHAIRMAN BURG: It has been 25 approved.</p>	21	<p>1 COMMISSIONER NELSON: Second. 2 COMMISSIONER SAHR: Concur. 3 CHAIRMAN BURG: Proposed amendments 4 have been approved in 02-024. 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p>	23
<p>1 CHAIRMAN BURG: TC02-024, In The 2 Matter of the Filing For Approval of an Amendment 3 to an Interconnection Agreement Between Qwest 4 Corporation and WWC License, LLC. 5 Today shall the Commission approve the 6 proposed amendment? 7 No comment on this one either, Qwest? 8 MS. SEVOLD: No. We have no 9 comment. 10 CHAIRMAN BURG: Anybody else? 11 Kelly? 12 MR. FRAZIER: I could save the 13 Commission some time here. For the next three 14 recommendations TC02-024, 025 and 030, all of them 15 have been properly filed, executed, the 16 intervention time frame has passed with no comment, 17 and I would be recommending approval on all three 18 of those documents. 19 CHAIRMAN BURG: I don't want to 20 leave you out, Bob. Are you here on any of these? 21 MR. RITER: Yeah. But I don't need 22 to say anything. 23 CHAIRMAN BURG: Today shall the 24 Commission approve the proposed amendments in -- 25 024, I will move that we do that then.</p>	22	<p>1 CHAIRMAN BURG: TC02-025, In The 2 Matter of the Filing of Amendment For Collocation, 3 Cancellation and Decommission to the 4 Interconnection Agreement Between Integra Telecom 5 of South Dakota and Qwest Corporation. 6 Today shall the Commission approve the 7 proposed amendment? 8 COMMISSIONER NELSON: I recommend 9 approval of the proposed agreement in TC02-025 and 10 TC02-030. 11 CHAIRMAN BURG: I should read them. 12 I better keep it separate. 13 I'll second it in 02-025. 14 COMMISSIONER SAHR: I concur. 15 CHAIRMAN BURG: It has been 16 approved. 17 18 19 20 21 22 23 24 25</p>	24

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1 CHAIRMAN BURG: TC02-030, In The
 2 Matter of the Filing For Approval of an Amendment
 3 to an Interconnection Agreement Between Qwest
 4 Corporation and Sprint Communications Company, LP.
 5 Today shall the Commission approve the
 6 proposed amendment?
 7 COMMISSIONER NELSON: So moved that
 8 we approve the amendment in TC02-030.
 9 COMMISSIONER SAHR: I'll second.
 10 CHAIRMAN BURG: I'll concur. It has
 11 been approved.
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1 CHAIRMAN BURG: TC02-036, In The
 2 Matter of the Filing For Approval of an Amendment
 3 to an Interconnection Agreement between Qwest
 4 Corporation and Rural Cellular Corporation.
 5 Today shall the Commission approve the
 6 proposed amendment?
 7 Kelly?
 8 MR. FRAZIER: Yes. This appears to
 9 be a standard amendment, and I would recommend
 10 approval.
 11 CHAIRMAN BURG: Any other comments?
 12 I'll move that the Commission approve the proposed
 13 amendment in TC02-036.
 14 COMMISSIONER SAHR: Second.
 15 COMMISSIONER NELSON: Concur.
 16 CHAIRMAN BURG: It has been
 17 approved.
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1 CHAIRMAN BURG: TC02-033, In The
 2 Matter of the Filing For Approval of an Amendment
 3 to an Interconnection Agreement Between Qwest
 4 Corporation and Brookings Municipal Utilities D/B/A
 5 Swift Telecommunications.
 6 Today shall the Commission approve the
 7 proposed amendment?
 8 Kelly?
 9 MR. FRAZIER: Yes. It is a standard
 10 amendment, proper time frame has passed without
 11 comment, and I'd recommend approval.
 12 CHAIRMAN BURG: Any other comments?
 13 I will move that the Commission approve the
 14 proposed amendments in TC02-033.
 15 COMMISSIONER NELSON: Second.
 16 COMMISSIONER SAHR: I concur.
 17 CHAIRMAN BURG: It has been
 18 approved.
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1 CHAIRMAN BURG: TC02-037, In The
 2 Matter of the Filing For Approval of an Amendment
 3 to an Interconnection Agreement between Qwest
 4 Corporation and Sprint Communications Company, LP.
 5 Today shall the Commission approve the
 6 proposed amendment?
 7 Kelly?
 8 MR. FRAZIER: I would recommend
 9 approval of this amendment as well, Commissioner.
 10 COMMISSIONER NELSON: I'd move
 11 approval of the amendment in TC02-037.
 12 COMMISSIONER SAHR: Second.
 13 CHAIRMAN BURG: And I concur. It
 14 has been approved.
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1 STATE OF SOUTH DAKOTA)
2 :SS CERTIFICATE
3 COUNTY OF HUGHES)
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5 I, CHERI MCCOMSEY WITTLER, a Registered
6 Professional Reporter and Notary Public in and for the
7 State of South Dakota:

8 DO HEREBY CERTIFY that as the duly-appointed
9 shorthand reporter, I took in shorthand the proceedings
10 had in the above-entitled matter on the 30th day of
11 May 2002, and that the attached is a true and
12 correct transcription of the proceedings so taken.

13 Dated at Pierre, South Dakota this 12th day
14 of June 2002.
15
16
17

18 _____
19 Cheri McComsey Wittler,
20 Notary Public and
21 Registered Professional Reporter
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1 STATE OF SOUTH DAKOTA)

2 :SS

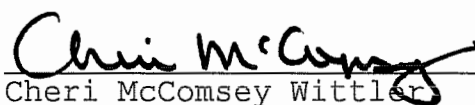
CERTIFICATE

3 COUNTY OF HUGHES)

4
5 I, CHERI MCCOMSEY WITTLER, a Registered
6 Professional Reporter and Notary Public in and for the
7 State of South Dakota:

8 DO HEREBY CERTIFY that as the duly-appointed
9 shorthand reporter, I took in shorthand the proceedings
10 had in the above-entitled matter on the 30th day of
11 May 2002, and that the attached is a true and
12 correct transcription of the proceedings so taken.

13 Dated at Pierre, South Dakota this 12th day
14 of June 2002.

15
16
17 

18 Cheri McComsey Wittler
19 Notary Public and
Registered Professional Reporter