

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

**IN THE MATTER OF THE FILING BY SPRINT )  
COMMUNICATIONS COMPANY, L.P. FOR )  
APPROVAL OF NEGOTIATED TERMS OF )  
AGREEMENT FOR INTERCONNECTION, )  
RESALE, AND UNBUNDLED ELEMENTS )  
BETWEEN SPRINT COMMUNICATIONS )  
COMPANY, L.P. AND U S WEST )  
COMMUNICATIONS, INC. )**

**ORDER APPROVING  
AGREEMENT**

**TC97-149**

On August 27, 1997, Sprint Communications Company, L.P. filed for approval by the South Dakota Public Utilities Commission (Commission) of an agreement for interconnection, resale, and unbundled elements between Sprint Communications Company, L.P. (Sprint) and U S WEST Communications, Inc. (U S WEST).

On August 28, 1997, 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 September 17, 1997, to do so. No comments were filed.

At its duly noticed November 18, 1997, meeting, the Commission considered whether to approve the agreement between Sprint and U S WEST.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31, and the Federal Telecommunications Act of 1996. Upon review of the agreement, the Commission found that the agreement should be revised to state that it shall be construed in accordance with the laws of the state of South Dakota. Further, the Commission found that any amendments to the agreement shall be filed with the Commission within 90 days of the date of this Order. In accordance with 47 U.S.C. § 252(e)(2), the Commission found that with the revision as to state law and subject to the parties filing any amendments, 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 subject to the condition that it is revised to state that it shall be construed in accordance with the laws of the state of South Dakota and that the parties shall file any amendments within 90 days of the date of this Order. It is therefore

**ORDERED**, that the Commission approves the agreement, subject to the condition that the agreement be revised to state that the agreement shall be construed in accordance with the laws of the state of South Dakota and that the parties file any amendments to the agreement within 90 days of the date of the Order.

Dated at Pierre, South Dakota, this 21st day of November, 1997.

**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:

*Helaine Kaelo*

Date:

*11/21/97*

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

*James A. Burg*  
\_\_\_\_\_  
JAMES A. BURG, Chairman

*Pam Nelson*  
\_\_\_\_\_  
PAM NELSON, Commissioner

*Laska Schoenfelder*  
\_\_\_\_\_  
LASKA SCHOENFELDER, Commissioner