

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

IN THE MATTER OF THE FILING BY U S WEST) COMMUNICATIONS, INC. FOR APPROVAL OF) AN INTERCONNECTION AGREEMENT) BETWEEN U S WEST COMMUNICATIONS,) INC. AND PATHNET, INC.)	ORDER APPROVING AGREEMENT TC99-125
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On December 29, 1999, U S WEST Communications, Inc. (U S WEST) filed for approval by the South Dakota Public Utilities Commission (Commission) an interconnection agreement between Pathnet, Inc. (Pathnet) and U S WEST.

On December 30, 1999, 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 January 19, 2000, to do so. No comments were filed.

At its duly noticed June 20, 2000, meeting, the Commission considered whether to approve the agreement between U S WEST and Pathnet. 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 28th day of June, 2000.

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:	<i>Delaine Kelbo</i>
Date:	<i>6/29/00</i>
(OFFICIAL SEAL)	


BY ORDER OF THE COMMISSION:



JAMES A. BURG, Chairman



PAM NELSON, Commissioner



LASKA SCHOENFELDER, Commissioner