

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

**IN THE MATTER OF CENTURYLINK QC'S
PETITION FOR APPROVAL OF AMENDMENTS
TO THE QWEST PERFORMANCE
ASSURANCE PLAN AND PERFORMANCE
INDICATOR DEFINITIONS TO IMPLEMENT
THE FCC'S 2019 FORBEARANCE ORDERS**

**ORDER GRANTING APPROVAL
OF REVISIONS TO PERFORMANCE
ASSURANCE PLAN AND
PERFORMANCE INDICATOR
DEFINITIONS; ORDER DEEMING
INTERCONNECTION
AGREEMENTS MODIFIED**

TC20-003

On February 25, 2020, the South Dakota Public Utilities Commission (Commission) received a Petition for Approval of Amendments to the Qwest Performance Assurance Plan and Performance Indicator Definitions to Implement the FCC's 2019 Forbearance Orders from Qwest Corporation dba CenturyLink QC (CenturyLink). CenturyLink requests to amend the existing Performance Indicator Definitions (PIDs) and Performance Assurance Plan (PAP) portions of its interconnection agreements with each South Dakota Competitive Local Exchange Carrier by deleting references to products and network elements in the existing interconnection agreements for which the Federal Communications Commission recently ruled that Regional Bell Operating Companies like CenturyLink will no longer be required to offer. CenturyLink also requests that all existing interconnection agreements that currently contain the PAP and PIDs be modified to incorporate these revisions without the need for further filings or approvals. CenturyLink requests an effective date of May 1, 2020, for both actions.

On February 27, 2020, the Commission electronically transmitted notice of the filing and the intervention deadline of March 13, 2020, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. No petitions to intervene were filed and one company filed comments with CenturyLink. On April 6, 2020, CenturyLink filed responses to Commission staff's data requests.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31 and the Federal Telecommunications Act of 1996.

At its April 14, 2020 meeting, the Commission considered whether to approve the amendments to the PAP and the PIDs and whether to deem all existing interconnection agreements that currently contain the PAP and PIDs to be modified to incorporate the revisions. The Commission voted unanimously to approve the revisions, effective May 1, 2020, and to deem all existing interconnection agreements that currently contain the PAP to be modified to incorporate these revisions without further filings and approvals. It is therefore

ORDERED, that CenturyLink's revisions to its PAP and PIDs are approved effective May 1, 2020. It is further

ORDERED, that all existing interconnection agreements that currently contain the PAP and PIDs are deemed to be modified to incorporate the revisions in this Order, effective May 1, 2020, without the need for further filing or approvals.

Dated at Pierre, South Dakota, this 15th day of April 2020.

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 or by mail.
By: <u>Karen E. Cromer</u>
Date: April 15, 2020
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Chris Nelson
CHRIS NELSON, Commissioner

Kristie Fiegen
KRISTIE FIEGEN, Commissioner