

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Amendment of the Mutual)	
Traffic Exchange Agreement between New London)	<u>File No. CK-2023-0227</u>
Telephone Company and Level 3)	Tracking No.: IO-2007-0070
Communications, LLC, Pursuant to Sections 251)	
And 252 of the Telecommunications Act of 1996)	

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission and submits its Recommendation as follows:

On January 13, 2023, Level 3 Communications, LLC, filed an application with the Commission for approval of an amendment to the Mutual Traffic Exchange Agreement with New London Telephone Company under the provisions of the Federal Telecommunications Act of 1996. Level 3 Communications, LLC states that there are no unresolved issues and that the Agreement complies with Section 252(e) of the Act in that it is consistent with the public interest, convenient and necessary, and is not discriminatory to nonparty carriers. On January 26, 2023, the Commission issued its Order Directing Notice, Setting Intervention Deadline, and Making New London Telephone Company a Party. The Commission set February 10, 2023, as the deadline for intervention and requests for a hearing, and February 25, 2023, as the deadline for Staff's Recommendation.

The Act provides that an Interconnection or Resale Agreement must be approved unless the state commission finds that the Agreement discriminates against a telecommunications carrier not a party to the Agreement, or that implementation of the

Agreement is not consistent with the public interest, convenience, and necessity.¹ Section 252(e)(4) of the Act provides that if the Commission has not acted to approve or reject an Agreement within 90 days after submission, the Agreement shall be deemed approved.

New London Telephone Company has filed no pleading, and no other person has intervened in this case. Staff notes that New London Telephone Company is identified as “New London Telephone Company d/b/a Rally Networks” in the Commission’s records and suggests that the Commission’s orders here should so reflect. Otherwise, in lieu of a Memorandum, Staff states that neither company is delinquent with any filings or assessments, and the Staff states that the Amendment to the Mutual Traffic Exchange Agreement does not discriminate against telecommunications carriers not parties to it, nor is its implementation inconsistent with the public interest, convenience or necessity.

WHEREFORE, Staff recommends the Commission approve the Application and grant such other and further relief as the Commission finds appropriate in the circumstances.

Respectfully submitted,

/s/ *Paul T. Graham*

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¹ 47 U.S.C. § 252(e)

CERTIFICATE OF SERVICE

The undersigned certifies by his signature below that on February 24, 2023, he filed the above document entitled "Staff Recommendation" in the EFIS file of the Missouri Public Service Commission.

/s/ Paul T. Graham