

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

Application for Approval of an Amendment to the	)	
Traffic Termination Agreement with New Cingular	)	
Wireless PCS, LLC and its Operating Affiliates d/b/a	)	<b><u>File No. IK-2013-0056</u></b>
AT&T Mobility	)	

**STAFF RECOMMENDATION**

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

1. On August 15, 2012, BPS Telephone Company ("BPS") filed an application with the Commission for approval of an amendment to a traffic termination agreement with New Cingular Wireless PCS, LLC and its Operating Affiliates d/b/a AT&T Mobility ("AT&T Mobility") under the provisions of the federal Telecommunications Act of 1996. BPS states that the agreement complies with Section 252(e) of the Act in that it is consistent with public interest, convenience and necessity, and not discriminatory to nonparty carriers.

2. 47 USC 252(e)(2) provides that a state commission may only reject an interconnection agreement adopted by negotiation if the agreement discriminates against a telecommunications carrier not a party to it or its implementation is not consistent with the public interest, convenience, and necessity.

3. In lieu of a Memorandum, Staff herein states that the amendment to the interconnection agreement does not discriminate against telecommunications carriers not parties to it, nor is its implementation inconsistent with the public interest,

convenience or necessity. A copy of the Amendment was filed with the Application. BPS is an incumbent local telecommunications company and AT&T Mobility is a wireless company not regulated by the Commission.

4. Neither Company is delinquent in filing its annual report, or in paying its PSC assessment, or MoUSF and Relay Missouri surcharges.

**WHEREFORE**, Staff recommends the Commission approve the Application and direct the parties to submit to the Commission any subsequent modifications or amendments to the Interconnection Agreement.

Respectfully submitted,



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#### **CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 16<sup>th</sup> day of August, 2012.

