

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

In the Matter of the Application of Choctaw)	
Telephone Company for Approval of an)	
Amendment to its Traffic Termination)	<u>File No. IK-2012-0337</u>
Agreement with New Cingular Wireless)	
PCS, LLC d/b/a AT&T Mobility)	

STAFF RECOMMENDATION

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

1. On April 12, 2012, Choctaw Telephone Company (“Choctaw”) filed an application with the Missouri Public Service Commission (“Commission”) for approval of an amendment to a traffic termination agreement with New Cingular Wireless PCS, LLC d/b/a AT&T Mobility under the provisions of the federal Telecommunications Act of 1996. Choctaw 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. On April 16, 2012, the Commission issued its Order Directing Notice, Setting Intervention Deadline and Making Cingular Wireless a Party, in which it directed Staff to file a memorandum regarding the Application.

3. 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.

4. In the attached Memorandum, Staff 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.

5. 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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Missouri Public Service Commission
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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 14th day of May, 2012.



MEMORANDUM

To: Missouri Public Service Commission Official Case File
Case No. IK-2012-0337

Party: **Choctaw Telephone Company**

Type of Carrier:

- ILEC
 CLEC
 Wireless

Party: **AT&T Mobility**

Type of Carrier:

- ILEC
 CLEC
 Wireless

From: **Kari Salsman**, Telecommunications Unit

William Voight 5-3-12
Tariff, Safety, Economic and Engineering Analysis/Date

Subject: Staff Recommendation for Approval of Interconnection Agreement or
Amendment to Interconnection Agreement

Date: **5-3-12**

Date Filed: **5-12-12**

Staff Deadline: **5-16-12**

The Telecommunications Department Staff (Staff) recommends the Parties be granted approval of the submitted:

- Interconnection Agreement
 Amendment not previously approved

The parties submitted the proposed Agreement or Amendment to the Missouri Public Service Commission (Commission) pursuant to the terms of the Telecommunications Act of 1996 (Act). Staff has reviewed the proposed Agreement and believes it meets the limited requirements of the Act. Specifically, the Agreement: 1) does not discriminate against telecommunications carriers not party to the Agreement and 2) is not against the public interest, convenience or necessity. Staff recommends the Commission direct the Parties to submit any modifications or amendments to the Commission.

The applicants have not submitted a serially numbered copy of the Agreement or Amendment. Staff recommends the Commission direct the Parties to submit a serially numbered copy of the Agreement or Amendment.

Staff has a serially numbered copy of the Agreement or Amendment.

Additional Interconnection Agreement or Amendment Review Items

No applications to intervene filed.

Agreement or Amendment signed by both Parties.

Additional recommendations or special considerations (if any):

The Company is not delinquent in filing an annual report, paying the PSC assessment, paying Relay Missouri, and paying MoUSF.

No annual report Unpaid PSC assessment. Amount owed:

Unpaid MoUSF Unpaid Relay Missouri

The Company is either delinquent or is not shown to be submitting revenue into the indicated fund based on the latest records available to the MoPSC. Failure to submit revenue to either the Relay Missouri Fund or the Missouri USF fund should not necessarily reflect the company is delinquent.

Under penalty of perjury, I affirm that the above statement is true and correct.



KARI SALSMAN