BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of)	
FairPoint Communications Missouri, Inc.)	
d/b/a FairPoint Communications,)	File No. IK-2017-0177
For Approval of an Interconnection Agreement)	
Under the Telecommunications Act of 1996)	

ORDER DIRECTING NOTICE, SETTING INTERVENTION DEADLINE, AND MAKING COMCAST PHONE OF MISSOURI, LLC. D/B/A COMCAST DIGITAL PHONE A PARTY

Issue Date: December 22, 2016 Effective Date: December 22, 2016

This order provides notice of this application to interested parties, establishes a deadline for intervention and for requesting a hearing, and joins the other party to the interconnection agreement, Comcast Phone of Missouri, LLC d/b/a/ Comcast Digital Phone ("Comcast Digital Phone"), as a party to this proceeding.

On December 19, 2016, FairPoint Communications Missouri, Inc. d/b/a FairPoint Communications ("FairPoint Communications") filed an application with the Commission for approval of a negotiated interconnection agreement with Comcast Digital Phone under the provisions of the Federal Telecommunications Act of 1996. FairPoint Communications states that there are no unresolved issues and that the agreement complies with Section 252(e) of the Act and Commission Rule 4 CSR 240-28.080(1) in that it is consistent with the public interest, convenient and necessary, and is not discriminatory to nonparty carriers.

Although Comcast Digital Phone is a party to the agreement, it did not join in the application. Because Comcast Digital Phone is a necessary party to a full and fair

adjudication of this matter, the Commission will add Comcast Digital Phone as a party to this case.

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. Section 252(e)(4) of the Act provides that if the Commission has not approved an agreement within 90 days after submission, the agreement shall be deemed approved. The Commission finds that proper persons shall be allowed 15 days from the issuance of this order to file a motion for hearing. The Commission also finds that notice of this application shall be sent to all interexchange and local exchange telecommunications companies.

THE COMMISSION ORDERS THAT:

- 1. The Commission's Data Center shall send notice to all interexchange and local exchange telecommunications companies.
- 2. Comcast Phone of Missouri, LLC d/b/a/ Comcast Digital Phone is made a party to this case.
- 3. Any party wishing to intervene or request a hearing shall do so by filing a pleading no later than January 6, 2017 with:

Morris L. Woodruff, Secretary Missouri Public Service Commission Post Office Box 360 Jefferson City, Missouri 65102

Or by using the Commission's electronic filing and information system (EFIS).

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¹ 47 U.S.C. § 252(e).

- 4. The Staff of the Commission shall file a recommendation advising either approval or rejection of this agreement and giving the reasons therefor no later than January 20, 2017.
 - 5. This order shall be effective when issued.

BY THE COMMISSION

Morris L Wooduff



Morris L. Woodruff Secretary

Morris L. Woodruff, Chief Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri, on this 22nd day of December, 2016.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 22nd day of December 2016.

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Morris L. Woodruff

Secretary

MISSOURI PUBLIC SERVICE COMMISSION December 22, 2016

File/Case No. IK-2017-0177

Missouri Public Service Commission

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Comcast Digital Phone

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Missouri Public Service Commission

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Jefferson City, MO 65102
cully.dale@psc.mo.gov

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,

Morris L. Woodruff

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Secretary

Distributed to all Interexchange and Local Exchange Telecommunication Companies.

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.