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October 7, 1999

FILED

OCT 7 1999

Missouri Public
Service Commission

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P. O. Box 360
Jefferson City, Missouri 65102

70-2000-267

Re: Interconnection Agreement between TDS Telecommunications Corp. and Sprint Spectrum L.P.

Dear Mr. Roberts:

Enclosed for filing with the Commission please find an original and fourteen (14) copies of an Application for Approval of Interconnection Agreement Under the Telecommunications Act of 1996. This Agreement between TDS Telecommunications Corporation ("TDS") and Sprint Spectrum, L.P. ("Sprint PCS") is the result of negotiation and compromise, and there are no outstanding issues that need the assistance of mediation or arbitration. TDS and Sprint PCS file this Agreement seeking Commission approval of its terms and conditions consistent with the Federal Act and Missouri law. The implementation of this Agreement is consistent with the public interest, convenience, and necessity and does not discriminate against any telecommunications carrier.

Please see that this filing is brought to the attention of the appropriate Commission personnel. If there are any questions regarding this filing, please feel free to give me a call at your convenience. Otherwise, I thank you in advance for your cooperation in this matter.

Sincerely,

Brian T. McCartney

Brian T. McCartney

BTM/da

cc: Linda Lowrance
Charles McKee
Michael Dandino
General Counsel

FILED

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Missouri Public
Service Commission

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Joint Application of TDS Telecommunications)
Corporation and Sprint Spectrum L.P. for Approval)
of an Interconnection Agreement under the)
Telecommunications Act of 1996)

Case No. 70-2000-267

**JOINT APPLICATION OF TDS TELECOMMUNICATIONS CORPORATION AND
SPRINT SPECTRUM L.P. FOR APPROVAL OF INTERCONNECTION AGREEMENT
UNDER THE TELECOMMUNICATIONS ACT OF 1996**

COME NOW TDS Telecommunications Corporation (hereinafter "TDS" or "TDS Telecom") and Sprint Spectrum L.P. (hereinafter "Sprint PCS") (TDS and Sprint PCS being referred to collectively as "Applicants"), and hereby file their Joint Application for Approval of Interconnection Agreement between TDS Telecom and Sprint PCS under the Telecommunications Act of 1996 ("the Act"). In support of this Application, Applicants state to the Missouri Public Service Commission ("Commission") as follows:

I. INTERCONNECTION AGREEMENT REACHED

TDS is a local exchange carrier acting through its three subsidiary telephone companies in Missouri: New London Telephone Company, Orchard Farm Telephone Company, and Stoutland Telephone Company. Sprint PCS is a commercial mobile radio service ("CMRS") provider operating in Missouri.

On August 15, 1998, after good faith negotiations, TDS and Sprint PCS executed a wireless interconnection agreement ("the Agreement") for the state of Missouri pursuant to the terms of the Federal Act (*see* Agreement, Attachment I). On December 15, 1998, TDS and Sprint PCS amended the Agreement. Pursuant to Section 252(e)(1) of the Act, Applicants

hereby submit this Agreement as amended for approval by the Commission. The interconnection agreement complies fully with Section 252(e) of the Federal Act because the Agreement is consistent with the public interest, convenience and necessity and does not discriminate against any telecommunications carrier. The Agreement consists of four (4) pages and a one (1) page amendment. There are no outstanding issues between TDS and Sprint PCS that need the assistance of mediation or arbitration.

II. REQUEST FOR APPROVAL

Applicants seek the Commission's approval of the Agreement, consistent with the provisions of the Federal Act and Missouri law. Applicants represent that the implementation of this negotiated and executed Agreement complies fully with both Missouri law and Section 252(e) of the Federal Act because the Agreement is consistent with the public interest, convenience and necessity and does not discriminate against any telecommunications carrier. Applicants respectfully request that the Commission grant expeditious approval of this Agreement, without change, suspension or delay in its implementation. This is a bilateral agreement, reached as a result of negotiations and compromise between the parties.

Correspondence, orders and decisions in this matter should be addressed to:

Linda Lowrance
TDS Telecom
P.O. Box 22995
Knoxville, TN 37933-0995

Jim Propst
Sprint PCS
11300 Corporate Avenue
Lenexa, KS 66219

W.R. England, III/Brian T. McCartney
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P.O. Box 456
Jefferson City, MO 65102-0456

Charles McKee
Sprint PCS
4900 Main Street
Kansas City, MO 64112

III. STANDARD OF REVIEW

Under Section 252 of the Act, the Commission has the authority to approve an interconnection agreement negotiated between an incumbent local exchange company (ILEC) and other telecommunications carriers. The Commission may only reject an interconnection agreement if the agreement is discriminatory to a nonparty or is inconsistent with the public interest, convenience, and necessity. Section 252 of the Act provides as follows:

- (e) **APPROVAL BY STATE COMMISSION**
 - (1) **APPROVAL REQUIRED.**— Any Interconnection Agreement adopted by negotiation or arbitration shall be submitted for approval to the State commission. A State commission to which an agreement is submitted to shall approve or reject the agreement, with written findings as to any deficiencies.
 - (2) **GROUND FOR REJECTION.**— The State Commission may only reject –
 - (A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) if it finds that –
 - (i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or
 - (ii) the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity; or

The affidavit of John R. Monroe, Director- Carrier Relations, establishes that the Agreement submitted herein satisfies these standards. (Affidavit, Attachment II)

IV. EXEMPTIONS

Applicants also ask the Commission to note Section X of the Agreement which states in part, "This Agreement is made pursuant to 47 U.S.C. 332 and is not an interconnection agreement under 47 U.S.C. 251(c)." If the Commission should determine that the Agreement does not fall under its jurisdiction, then Applicants asks that the agreement be returned to counsel for TDS.

V. CONCLUSION

For the reasons set forth above, Applicants respectfully request the Commission to approve the Agreement between TDS Telecom and Sprint PCS expeditiously, and for such other orders as are reasonable in the circumstances.

TDS Telecommunications Corporation

By Brian T. McCartney

W. R. England, III Mo. #23975
Brian T. McCartney Mo. #47788
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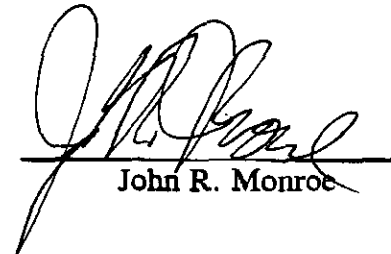
Sprint Spectrum L.P.

By Charles W. McKee ^{by} BTM

Charles W. McKee Mo. #39710
4900 Main, 11th Floor
Kansas City, Missouri 64112
(816) 559-2521
(816) 559-2591 (FAX)

VERIFICATION OF APPLICATION

I, John R. Monroe, Director of Carrier Relations for TDS Telecommunications Corporation and pursuant to 4 CSR 240-2.060(F), hereby swear and affirm that I am authorized to speak on behalf of the Applicant TDS Telecommunications Corporation and to attest to the veracity of the statements contained in this application.


John R. Monroe

State of Tennessee)
County of Knox) SS

I, Jennifer L. White, a Notary Public do hereby certify that on this 3rd day of ^{AUGUST} ~~July~~, 1999, personally appeared before me John R. Monroe who declared that all of the information contained herein above is true, to the best of his knowledge and belief.


Notary Public

My Commission expires: _____

10/30/99

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was sent by U.S. Mail, postage prepaid, or hand-delivered on this 7th day of October, 1999, to the following parties:

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102

Michael F. Dandino
Office of the Public Counsel
P.O. Box 7800
Jefferson City, Missouri 65102

Brian T. McCartney
W. R. England, III/Brian T. McCartney