

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

In the Matter of the Application of Orchard Farm )  
Telephone Company for Approval of an )  
Amendment to its Traffic Termination ) **File No. IK-2012-0418**  
Agreement with T-Mobile USA and its )  
Operating Affiliates d/b/a/ T-Mobile Mobility )

**STAFF RECOMMENDATION**

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

1. On June 12, 2012, Orchard Farm Telephone Company, Company (“the Company”) filed an application with the Commission for approval of an amendment to a traffic termination agreement with T-Mobile Mobility, under the provisions of the federal Telecommunications Act of 1996. The Company 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. The Company is certificated with the Commission as an Incumbent Local Exchange Telecommunications Company; T-Mobile Mobility, a wireless carrier, is not regulated by the Commission.

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.

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,



Colleen M. Dale  
Senior Counsel  
Missouri Bar No. 31624  
Attorney for the Staff of the  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102  
(573) 751-4255 (Telephone)  
[cully.dale@psc.mo.gov](mailto:cully.dale@psc.mo.gov)

### **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 28<sup>th</sup> day of June, 2012.

