

Regulatory and  
Governmental Affairs



January 9, 2002

FILED<sup>3</sup>

JAN 09 2002

601 Monroe Street, Suite 304  
Jefferson City, MO 65101  
Fax 573.636.6826

Mr. Dale Hardy Roberts  
Secretary/Chief Administrative Law Judge  
Missouri Public Service Commission  
200 Madison Street, Suite 100  
Jefferson City, Missouri 65101

Missouri Public  
Service Commission

Subject: ADOPTION BY SPRINT COMMUNICATIONS COMPANY L.P.  
OF THE VERIZON CALIFORNIA F/K/A GTE CALIFORNIA  
INCORPORATED/SPRINT COMMUNICATIONS COMPANY L.P.  
INTERCONNECTION AGREEMENT, PURSUANT TO THE  
MEMORANDUM OPINION AND ORDER OF THE FEDERAL  
COMMUNICATIONS COMMISSION IN CC DOCKET NO. 98-184

Dear Mr. Roberts:

TO-2002-3/6

Enclosed for filing with the Commission are the original and eight (8) copies of GTE Midwest Incorporated d/b/a Verizon Midwest's ("Verizon") Notice of Adoption of Interconnection Agreement ("Notice of Adoption"). This Notice of Adoption pertains to the adoption by Sprint Communications Company L.P. of the previously-approved Interconnection Agreement between Verizon California f/k/a GTE California Incorporated ("Verizon California") and Sprint Communications Company L.P., approved by the California Public Utilities Commission in Application Number 00-09-031 ("Underlying Agreement"). As directed by the Missouri Public Service Commission on January 4, 1999, an original and five (5) copies of the approved Underlying Agreement are enclosed with this filing.

This interstate adoption is being filed to comply with paragraph 32 of the BA/GTE merger conditions, released by the FCC on June 16, 2000 in CC Docket No. 98-184.

Thank you for your assistance in this matter.

Sincerely,

Thomas R. Parker  
Vice President &  
Associate General Counsel

TRP:am

Enc.

c: Service List

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BEFORE THE PUBLIC SERVICE COMMISSION JAN 9 8 2002

OF THE STATE OF MISSOURI

Missouri Public  
Service Commission

THE MATTER OF THE ADOPTION OF THE VERIZON)  
CALIFORNIA, INC. F/K/A GTE CALIFORNIA )  
INCORPORATED/SPRINT COMMUNICATIONS )  
COMPANY L.P. INTERCONNECTION AGREEMENT )  
BY SPRINT COMMUNICATIONS COMPANY L.P., )  
PURSUANT TO PARAGRAPH 32 OF THE )  
BA/GTE MERGER CONDITIONS RELEASED BY )  
THE FCC IN CC DOCKET NO. 98-184 )  
UNDER PURA 95 AND THE )  
TELECOMMUNICATIONS ACT OF 1996 )

CASE NO. TO-2002-316

**NOTICE OF ADOPTION OF INTERCONNECTION AGREEMENT**

COMES NOW, GTE Midwest Incorporated d/b/a Verizon Midwest ("Verizon"), respectfully files this Notice of Adoption of Interconnection Agreement ("Notice of Adoption") as permitted by 4 CSR 240-2.080 (3).<sup>1</sup> In connection with this filing, Verizon states as follows:

1. Verizon is engaged in the business of providing local, access, toll and other telecommunications services. The principal office of Verizon is 601 Monroe Street, Suite 304, Jefferson City, Missouri 65101.

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<sup>1</sup> Verizon is filing this Notice of Adoption consistent with the manner approved by the Commission in Case Nos. TO-2000-756, -757 and -758.

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The designated contact for purposes of the above-captioned, adopted Agreement is:

Dave Evans  
Director-Regulatory Affairs  
Verizon  
601 Monroe Street, Suite 304  
Jefferson City, MO 65101  
Telephone: 573-636-7196  
Fax: 573-636-6826  
e-mail: [dave.evans@verizon.com](mailto:dave.evans@verizon.com)

2. Pursuant to paragraph 32 of the BA/GTE Merger Conditions ("Merger Conditions"), released by the FCC on June 16, 2000 in CC Docket No. 98-184, Sprint Communications Company L.P. ("Sprint") notified Verizon that it desired to adopt the terms of the Interconnection Agreement ("Terms") between Verizon California, Inc. f/k/a GTE California Incorporated ("Verizon California") and Sprint Communications Company L.P. ("Sprint") approved by the California Public Utilities Commission ("California Commission") in Application Number 00-09-031 ("Underlying Agreement"). Subsequent to this, Verizon and Sprint each signed a cover letter relating to Sprint's adoption of the Terms. Copies of said cover letters are attached to this filing as Attachments 1(a)(b).

A copy of the California Commission's March 15, 2001, Order approving the Underlying Agreement is attached hereto as Attachment 2. A copy of the approved Underlying Agreement between Verizon California and Sprint, for adoption by Sprint, is included in Attachment 1 as Appendix 1. As described in the Order, the California Commission approved the Underlying Agreement pursuant to Section 252(e) of the Federal Act by finding that it was consistent with the public interest, convenience and necessity and

did not discriminate against any telecommunications carrier. Accordingly, the Terms are adopted by Sprint and will apply to Sprint and Verizon pursuant to paragraph 32 of the BA/GTE Merger Conditions ("Merger Conditions"), released by the FCC on June 16, 2000 in CC Docket No. 98-184. Please note that the Merger Conditions exclude the following provisions from the interstate adoption requirements: state-specific pricing, state-specific performance measures, provisions that incorporate a determination reached in an arbitration conducted in the relevant state under 47 U.S.C. Section 252, provisions that incorporate the results of negotiations with a state commission or telecommunications carrier outside of the negotiation procedures of 47 U.S.C. Section 252(a)(1), and provisions from the Sprint/Verizon California agreement that are not required pursuant to Section 251(c) of the Telecommunications Act of 1996 (the "Act")."

Verizon is not voluntarily entering the Terms with Sprint and does not waive any rights and/or remedies it has concerning its position as to the illegality or unreasonableness of the Terms. Verizon contends that certain provisions of the Terms may be void or unenforceable as a result of the United States Eighth Circuit Court of Appeals' July and October 1997 decisions, the Supreme Court of the United States' decision of January 25, 1999 and the remand of the pricing rules to the United States Eighth Circuit Court of Appeals and U.S. Supreme Court. Verizon is preserving its legal positions in every respect as to the Terms in the hands of Sprint for Missouri, as well as in the hands of Sprint for California.

WHEREFORE, Verizon respectfully submits this Notice of Adoption of Interconnection Agreement and requests that the Commission take notice of such adoption pursuant to its authority to regulate telecommunications carriers in the state of Missouri.

Respectfully submitted,

GTE MIDWEST INCORPORATED  
d/b/a Verizon Midwest

By: 

Thomas R. Parker, Bar #0028806  
601 Monroe Street, Suite 304  
Jefferson City, MO 65101-3202  
(972) 718-6361  
FAX (972) 718-1250  
e-mail: tom.parker@bdi.gte.com

THEIR ATTORNEY

## VERIFICATION

I, Steve Banta, under penalty of perjury, certify as follows:

I am an Officer of the Company – President of GTE Midwest Incorporated d/b/a Verizon Midwest ("Verizon"). I am authorized to make this verification on behalf of Verizon. I have read the foregoing "Notice of Adoption of Interconnection Agreement" and know the contents thereof, and the facts stated therein are true and correct to the best of my knowledge, information and belief.

Executed in the State of Missouri on this 8<sup>th</sup> day of January, 2002.



Steve Banta  
President  
GTE Midwest Incorporated  
d/b/a Verizon Midwest

Sworn before me and subscribed in my presence by Steve Banta this 8 day of January, 2002.

  
Notary Public

BECKY POWELL  
NOTARY PUBLIC, STATE OF MISSOURI  
COUNTY OF COLE  
MY COMMISSION EXPIRES MAY 8, 2005



## CERTIFICATE OF SERVICE

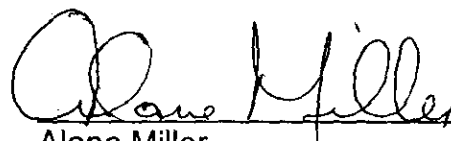
I do hereby certify that a true and correct copy of the foregoing document was hand-delivered to Dale Hardy Roberts, Secretary/Chief Administrative Law Judge, Missouri Public Service Commission, 200 Madison Street, Suite 100, Jefferson City, Missouri 65101 and was mailed, postage prepaid, this 9th day of January, 2002 to the following:

Office of the Public Counsel  
P.O. Box 7800  
Jefferson City, MO 65102

Dana K. Joyce, General Counsel  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

Paul D. Reed KSOPKV0213  
Sprint Communications Company L.P.  
7031 College Blvd.  
Overland Park, KS 66210

W. Richard Morris KSOPKV0214  
Sprint Communications Company L.P.  
7301 College Blvd.  
Overland Park, KS 66210



Alane Miller