

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Southwestern Bell )  
Telephone Company, d/b/a AT&T Missouri, for ) **File No. IK-2017-0222**  
Approval of an Amendment to an Interconnection )  
Agreement Under the Telecommunications Act of 1996 )

## ORDER DIRECTING NOTICE, SETTING INTERVENTION DEADLINE, AND MAKING LEVEL 3 TELECOM OF KANSAS CITY, LLC A PARTY

Issue Date: February 15, 2017

Effective Date: February 15, 2017

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, Level 3 Telecom of Kansas City, LLC f/k/a tw telecom of kansas city llc ("Level 3"), as a party to this proceeding.

On February 14, 2017, Southwestern Bell Telephone Company, d/b/a AT&T Missouri ("AT&T Missouri") filed an application with the Commission for approval of a amendment to the negotiated interconnection agreement with Level 3 under the provisions of the Federal Telecommunications Act of 1996. AT&T Missouri states that there are no unresolved issues and that the amendment to the agreement complies with Section 252(e) of the Act in that it is consistent with the public interest, convenient and necessary, and is not discriminatory to nonparty carriers.

Although Level 3 is a party to the agreement, it did not join in the application. Because Level 3 is a necessary party to a full and fair adjudication of this matter, the Commission will add Level 3 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.<sup>1</sup> 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. Level 3 Telecom of Kansas City, LLC f/k/a tw telecom of kansas city llc 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 March 2, 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).

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 March 17, 2017.

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<sup>1</sup> 47 U.S.C. § 252(e).

5. This order shall be effective when issued.

**BY THE COMMISSION**



*Morris L. Woodruff*

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 15th day of February, 2017.

**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 15<sup>th</sup> day of February 2017.**



  
**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**February 15, 2017**

**File/Case No. IK-2017-0222**

**Missouri Public Service  
Commission**

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Jefferson City, MO 65102  
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**AT&T Missouri**

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909 Chestnut St., Room 3518  
St. Louis, MO 63101  
leo.bub@att.com

**Level 3 Telecom of Kansas City,  
LLC**

Legal Department  
1025 Eldorado Blvd.  
Broomfield, CO 80021

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

***Sincerely,***



**Morris L. Woodruff  
Secretary**

***Distributed to all Interexchange and Local Exchange Telecommunications Companies.***

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