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March 6, 2002

**Victoria Worrel** 

The Honorable Dale Hardy Roberts Secretary/Chief Regulatory Law Judge Missouri Public Service Commission 200 Madison Street, Suite 650 Jefferson City, MO 65102 **VIA FED EX** 

TD-2002- 416

Master Interconnection and Resale Agreement for the State of Missouri of Sprint Re: Missouri, Inc. d/b/a Sprint and Preferred Carrier Services, Inc.

### Dear Judge Roberts:

Please accept for filing with the Missouri Public Service Commission, an original and eight (8) copies of the Application of Sprint Missouri, Inc. d/b/a Sprint for Approval of a Master Interconnection and Resale Agreement for the State of Missouri and Preferred Carrier Services, Inc., along with five (5) copies of the Agreement. Thank you for your assistance.

If you have any questions, please contact me at (913) 345-7947.

Very truly yours,

Victoria Norrel

Victoria Worrel

#### **Enclosures**

cc: Dana Joyce, General Counsel w/encs.

Martha Hogerty, Public Counsel w/encs.

## BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI

	FILED
N	
	Service Commission

In re: The Master Interconnection and Resale
Agreement Between Sprint Missouri Inc., d/b/a
Sprint and Preferred Carrier Services, Inc.

Docket No. \_ 70-2002-416

# APPLICATION OF SPRINT MISSOURI, INC. d/b/a SPRINT FOR APPROVAL OF MASTER INTERCONNECTION AND RESALE AGREEMENT

COMES NOW, Sprint Missouri, Inc, d/b/a Sprint (Sprint) and hereby files its Application for Approval of a Master Interconnection and Resale Agreement (the Agreement) under the Telecommunications Act of 1996 (the Federal Act). In support of its application, Sprint shows the following:

#### I. APPLICANT

Sprint is a Missouri corporation with offices at 319 Madison, Jefferson City, Missouri 65102. Sprint Local is authorized to transact business within the State of Missouri and is authorized by the Missouri Public Service Commission ("Commission") to provide basic local and interexchange telecommunications service within the state.

Sprint was originally incorporated in Missouri in 1929 as The United Telephone Company. A restatement of its certification was received in Case No. TA-88-87. Sprint Local has received all necessary Commission and Secretary of State's Office approvals for subsequent name changes and is a corporation in good standing in Missouri.

Evidence of proper name registrations was most recently provided to this Commission in Case No. TO-97-53 (Re: United Telephone Company of Missouri's Adoption Notice Designed to Change the Company's Name to United Telephone Company of Missouri d/b/a Sprint) and Case No. TO-98-107 (Application of United Telephone

Company of Missouri d/b/a Sprint for Approval of Name Change to Sprint Missouri, Inc.) Sprint requests that the information in those cases be incorporated herein by reference. To Sprint's knowledge there are no overdue assessments or annual reports nor are there any pending actions or final unsatisfied judgements or decisions against it involving customer service or rates occurring within the last three years.

#### II. MASTER INTERCONNECTION AND RESALE AGREEMENT REACHED

Sprint presents to the Missouri Public Service Commission (Commission) its application pursuant to the terms of the Federal Act. After weeks of intensive good faith negotiations to address all of the complex issues involved in such an agreement, the parties entered into a Master Interconnection and Resale Agreement effective June 15, 2001, between Sprint Missouri, Inc. and Preferred Carrier Services, Inc. (the "Carrier"). There are no outstanding issues related to resale or interconnection between Sprint and the Carrier that needs the assistance of mediation or arbitration.

#### II. REQUEST FOR APPROVAL

Sprint seeks the Commission's approval of the Agreement, consistent with the provisions of the Federal Act. Both parties believe that the implementation of this 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 promotes diversity in providers, provides interconnectivity, and increases customer choices for telecommunications services.

Sprint and the Carrier respectfully request that the Commission grant approval of this Agreement, without change, suspension or other delay in its implementation.

#### III. STANDARD FOR REVIEW

The statutory standard of review under Section 252(e) of the Act states:

- (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) under subsection (a) if it finds Grounds for Rejection.
    The State commission may only reject.
    - (A) an agreement (or any portion thereof) adopted by negotiation 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...

Applicant further states that the Agreement is consistent with the public interest, convenience and necessity in that it allows for full and fair competition and greater choice for the consumer. The Applicant further states that the Agreement does not discriminate against other carriers not a party to the Agreement as the terms of the Agreement are equally available to any other carrier.

#### IV. MISSOURI LEGISLATION

The negotiated and executed Agreement is consistent with the Missouri Legislation, Senate Bill No. 507, which became effective on August 28, 1996.

#### V. CONCLUSION

WHEREFORE, for the foregoing reasons, Applicant prays that the Commission approve the Master Interconnection and Resale Agreement between Sprint Missouri, Inc., d/b/a Sprint and the Carrier expeditiously.

Respectfully submitted, SPRINT MISSOURI, INC. d/b/a SPRINT

Lisa Creighton Hendricks

MO Bar #42194

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#### **VERIFICATION**

I, Lisa Creighton Hendricks, Senior Attorney for Sprint hereby verify and affirm that I have read the foregoing Application of Sprint Missouri, Inc., d/b/a Sprint for Approval of a Master Interconnection and Resale Agreement and that the statements contained herein are true and correct to the best of my information and belief.

Lisa Creighton Hendricks

Subscribed and sworn to before me this day of March, 2002.

M. VICTORIA WORREL NOTARY PUBLIC STATE OF KANSAS My Appl. Ep. 5-/-2006 M. Victoria Norrel Notary Public

## **CERTIFICATE OF SERVICE**

I hereby certify that on this 6 day of March, 2002, copies of the above were mailed, by United States mail, postage prepaid, addressed to the following:

General Counsel Missouri Public Service Commission 200 Madison Street Jefferson City, MO 65101

Office of Public Counsel - MOPSC 200 Madison Street Jefferson City, MO 65101

Lisa Creighton Hendricks