

December 21, 2000

FILED<sup>2</sup>
DEC 2 2 2000

1000 Verizon Drive, MO611WMW P.O. Box 307 Wentzville, MO 63385-0307

Phone 636.332.7378 Fax 636.332.7991

VIA AIRBORNE EXPRESS

Service Commission

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

TO-2001-371

Subject:

APPLICATION OF GTE MIDWEST INC. D/B/A VERIZON MIDWEST FOR

APPROVAL OF AN INTERCONNECTION AGREEMENT WITH

PREFERRED CARRIER SERVICES, INC., PURSUANT TO SECTION

252(e) OF THE TELECOMMUNICATIONS ACT OF 1996

Dear Mr. Roberts:

Enclosed for filing are the original and fourteen (14) copies of the Application for Approval of an Interconnection Agreement on behalf of GTE Midwest Inc. d/b/a Verizon Midwest with Preferred Carrier Services, Inc. This is a second generation agreement and should replace an existing agreement Case No. TO-99-307. As directed by the Commission on January 4, 1999, an original and five (5) copies of the approved Interconnection Agreement, numbered in seriatim, are enclosed with this filing.

Thank you for your assistance in this matter.

Sincerely,

Thomas R. Parker

TRP:jh

Enc.

c: Service List

#### BEFORE THE PUBLIC SERVICE COMMISSION

F/LED<sup>2</sup>
DEC 2 2 2000

OF THE STATE OF MISSOURI

CASE NO. TO-2001-371

| IN THE MATTER OF THE APPLICATION OF        | ) |  |
|--|---|--|
| GTE MIDWEST INC. D/B/A VERIZON MIDWEST     | ) |  |
| FOR APPROVAL OF INTERCONNECTION            | ) |  |
| AGREEMENT WITH PREFERRED CARRIER           | ) |  |
| SERVICES, INC., PURSUANT TO SECTION 252(e) | ) |  |
| OF THE TELECOMMUNICATIONS ACT OF 1996      | ) |  |

# <u>APPLICATION OF GTE MIDWEST INC. D/B/A VERIZON MIDWEST FOR APPROVAL</u> OF INTERCONNECTION AGREEMENT

COMES NOW, GTE Midwest Inc. d/b/a Verizon Midwest ("Verizon") files this Application for Approval of an Interconnection Agreement (the "Agreement") between Verizon and Preferred Carrier Services, Inc. ("PCS"), pursuant to Section 252(e) of the Telecommunications Act of 1996 ("the Federal Act") and would respectfully show the Missouri Public Service Commission (the "Commission") the following:

#### I. THE APPLICANTS

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.

Applicant is a Delaware Corporation whose Certificates of Good Standing are enclosed as Attachments 1 and 2 and incorporated herein by reference.

### II. INTERCONNECTION AGREEMENT REACHED

Verizon presents to this Commission for approval an agreement negotiated and executed pursuant to the terms of the Federal Act (Agreement, Attachment 3). After weeks of intensive good faith negotiations to address all of the complex issues involved in such an agreement, the parties have executed the Interconnection Agreement between Verizon and PCS on December 15, 2000, and filed herewith, together with the one (1) appendix incorporated therein.

#### III. DESIGNATED CONTACTS

The designated contact for purposes of this Application is:

Dave Evans Verizon Director – Regulatory Affairs 601 Monroe Street, Suite 304 Jefferson City, MO 65101 Telephone: 573-636-7196

Fax: 573-636-6826

e-mail: dave.evans@verizon.com

#### IV. REQUEST FOR APPROVAL

Verizon seeks the Commission's approval of the Agreement, consistent with the provisions of the Federal Act. Verizon believes 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.

Verizon respectfully requests that the Commission grant approval of this Agreement, without change, suspension or other delay in its implementation. This is a bilateral agreement, reached as a result of negotiations and compromise between competitors, and the parties do not believe a docket or intervention by other parties is necessary or appropriate.

#### V. STANDARD FOR REVIEW

The statutory standards of review are set forth in Section 252(e) of the Federal Act which provides as follows:

Section 252(e) of the Federal Act:

- (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) GROUNDS 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
      - the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity; or

#### VI. MISSOURI LEGISLATION

The negotiated and executed Agreement is consistent with the Missouri

Legislation, Senate Bill No. 507, which became effective on August 28, 1996.

### VII. PENDING ACTIONS, ANNUAL REPORTS, AND ASSESSMENTS

The Applicants have no final unsatisfied judgments or decisions against them in any state or federal agency or court involving customer service or rates which have occurred within three years of the date of this application. As incumbent local exchange carriers, and as a routine part of their business, the Applicants do receive some complaints about service -- primarily at the state utility commissions -- but in some cases also in state or federal courts. Applicants are typically able to resolve all of these matters in a satisfactory manner, and currently have no such actions that they believe will not be so resolved. No annual reports or assessments are overdue in Missouri.

#### VIII. CONCLUSION

For the reasons set forth above, Verizon respectfully prays that the Commission approve the Agreement expeditiously.

Respectfully submitted,

GTE MIDWEST INC. d/b/a Verizon Midwest

y: \_\_\_\_\_

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, Carolyn J. Little, under penalty of perjury, certify as follows:

I am an Officer of the Company - Assistant Secretary of GTE Midwest Inc. d/b/a
Verizon Midwest. I am authorized to make this verification on behalf of Verizon
Midwest. I have read the foregoing "Application of Verizon Midwest for Approval of
Interconnection Agreement with Preferred Carrier Services, Inc., pursuant to Sections
252(e) of the Telecommunications Act of 1996" and know the contents thereof, and the
facts stated therein are true and correct to the best of my knowledge, information and
belief.

Carolyn J. Little

**Assistant Secretary** 

GTE Midwest Inc. d/b/a Verizon Midwest

Sworn before me and subscribed in my presence by Carolyn J. Little this  $19^{44}$  day of December, 2000.

ELIZABETH J. SPEARS
Notary Public
STATE OF TEXAS
My Commission Expires (3-14-5)

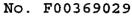
Wotary Public

#### **CERTIFICATE OF SERVICE**

I do hereby certify that a true and correct copy of the foregoing document was mailed via Airborne Express to Dale Hardy Roberts, Secretary/Chief Administrative Law Judge, Missouri Public Service Commission, 200 Madison Street, Suite 100, Jefferson City, MO 65101 and was mailed, postage prepaid, this 2/2 day of December, 2000 the following:

Office of the Public Counsel 200 Madison Street, Suite 650 Jefferson City, MO 65101 Preferred Carrier Services, Inc. Attn: Mr. Alex Valencia 14681 Midway Road, Suite 145 Addison, TX 75001

Janice G Hartley





# Rebecca McDowell Cook **Secretary of State**

CORPORATION DIVISION

CERTIFICATE OF CORPORATE GOOD STANDING - FOREIGN CORPORATION

I, REBECCA McDOWELL COOK, Secretary of State of the State of Missouri, do hereby certify that the records in my office and in my care and custody reveal that

GTE MIDWEST INCORPORATED

using in Missouri the name

GTE MIDWEST INCORPORATED

a DELAWARE corporation filed its Evidence of Incorporation with this State on the 23rd day of JULY, 1992, and is in good standing, having fully complied with all requirements of this office.

IN TESTIMONY WHEREOF, I have set my hand and imprinted the GREAT SEAL of the State of Missouri, on this, the 23rd day of JUNE, 2000.





# Rebecca McDowell Cook Secretary of State

CORPORATION DIVISION

CERTIFICATE OF CORPORATE GOOD STANDING - FOREIGN CORPORATION

I, REBECCA McDOWELL COOK, Secretary of State of the State of Missouri, do hereby certify that the records in my office and in my care and custody reveal that

GTE ARKANSAS INCORPORATED

using in Missouri the name
GTE ARKANSAS INCORPORATED

a DELAWARE corporation filed its Evidence of Incorporation with this State on the 18th day of MARCH, 1993, and is in good standing, having fully complied with all requirements of this office.

IN TESTIMONY WHEREOF, I have set my hand and imprinted the GREAT SEAL of the State of Missouri, on this, the 6th day of JULY, 2000.

Secretary of State