

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

**In Re: The Master Collocation License            )**  
**Agreement By and Between Sprint                )** **Case No. \_\_\_\_\_**  
**Missouri, Inc. And SBC Advanced                )**  
**Solutions Inc. Under Sections 251 and 252        )**  
**of the Telecommunications Act of 1996            )**

**APPLICATION OF SPRINT MISSOURI, INC.  
FOR APPROVAL OF A MASTER COLLOCATION AGREEMENT**

COMES NOW, Sprint Missouri, Inc, d/b/a Sprint (hereinafter “Sprint”) and hereby files its Application for Approval of a Master Collocation Agreement between SBC Advanced Solutions, Inc. and Sprint Missouri, Inc. d/b/a Sprint under the Telecommunications Act of 1996 (the Federal Act). In support of its application, Sprint states as follows:

**I.     APPLICANT**

Sprint is a Missouri corporation with offices at 319 Madison, Jefferson City, Missouri 65102. Sprint 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 has received all necessary Commission and Secretary of State’s Office approvals for subsequent name changes and is a corporation in good standing in the State of 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 judgments or decisions against it involving customer service or rates occurring within the last three years.

## **II. MASTER COLLOCATION AGREEMENT**

Sprint presents to the Missouri Public Service Commission (Commission) its application pursuant to the terms of the Federal Act. Sprint Missouri, Inc., a Missouri corporation, and SBC Advanced Solutions, Inc., a Delaware corporation entered into a Master Collocation Agreement (the Agreement) dated May 9, 2003 (Attachment A). The Agreement between the parties consists of the Collocation Agreement between Sprint Missouri, Inc. and DSL.net Communications, LLC dated December 15, 2000 and approved by this Commission in Case No. TK-2003-0408 on June 10, 2003 (Attachment B). There are no outstanding issues related to the Agreement between the parties which requires the assistance of mediation or arbitration.

## **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. 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 SBC Advanced Solutions, Inc. respectfully request that the Commission grant approval of the Agreement, without change, suspension or other delay in its implementation.

**V. MISSOURI LEGISLATION**

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

**VI. CONCLUSION**

WHEREFORE, for the foregoing reasons, Applicant prays that the Commission approve the Master Collocation Agreement between Sprint Missouri, Inc., and SBC Advanced Solutions, Inc.

Respectfully submitted,

\_\_\_\_\_  
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**VERIFICATION**

I, Lisa Creighton Hendricks, an attorney and duly authorized representative of Sprint Missouri, Inc. hereby verify and affirm that I have read the foregoing Application of Sprint Missouri, Inc., d/b/a Sprint For Approval of a Master Collocation Agreement, and that the statements contained therein are true and correct to the best of my information and belief.

\_\_\_\_\_  
Lisa Creighton Hendricks

Subscribed and sworn to before me on this \_\_\_\_ day of \_\_\_\_\_, 2003.

\_\_\_\_\_  
Notary Public

My Commission Expires:

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on this \_\_\_\_ day of \_\_\_\_\_, 2003, a copy of the above and foregoing and any attachments were served by U.S. Mail, postage prepaid and or email or facsimile to each of the following:

Office of the Public Counsel  
Missouri Public Service Commission  
200 Madison Street  
Jefferson City, MO 65101

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SBC Advanced Solutions, Inc.  
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200 Madison Street  
Jefferson City, MO 65101

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Lisa Creighton Hendricks