

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

In the Matter of the Interconnection Agreement)
between Southwestern Bell Telephone, L.P.,)
d/b/a SBC Missouri and Charter Fiberlink-) Case No. TK-2006-0047
Missouri, L.L.C. Arbitrated as a Successor)
Interconnection Agreement to the Missouri 271)
Agreement (“M2A”).)

STAFF SECOND ERRATA RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission and for its recommendation respectfully states:

1. In the Commission's Order of July 14, 2005 in Case No. TO-2005-0336, the Commission directed the parties to the case (a compulsory arbitration of successor interconnection agreements to the Missouri 271 Agreement) to file their compliant interconnection agreements with the Commission by August 3, 2005. On that date, Southwestern Bell Telephone, L.P., d/b/a SBC Missouri and Charter Fiberlink-Missouri, L.L.C. did so in this case. The Commission issued its *Order Approving Arbitrated Interconnection Agreement* on August 8, 2005. Subsequently, the parties to the Agreement submitted a *Second Joint Errata and Motion to Modify Order Approving Interconnection Agreement* to account for a pagination error at page 395 of the Agreement. This recommendation addresses that motion and document.

2. Under the provisions of the Telecommunications Act of 1996, the Commission may only reject “an agreement (or any portion thereof) adopted by arbitration under subsection (b) if it finds that the agreement does not meet the requirements of section 251, including the regulations prescribed by the Commission, or the standards set forth in subsection (d) of this

section.” 47 U.S.C. 252(e)(2). The agreement was adopted by arbitration under 47 U.S.C 252(b) and thus this standard applies to the Commission’s review.

3. In the attached Memorandum, labeled Appendix A, the Staff recommends that the Missouri Public Service Commission approve the “second joint errata.”

4. Staff has reviewed the proposed late-filed document and believes it conforms to the Arbitrator’s Report and Commission’s Arbitration Order in TO-2005-0336, and further conforms to the standards set forth in 47 U.S.C. 252(e)(2).

WHEREFORE, because the terms of this agreement conform to the Arbitrator’s Report and Commission’s Arbitration Order in TO-2005-0336, and further conforms to 47 U.S.C. 252(e)(2), the Staff recommends the Commission grant the *Motion to Modify Order Approving Interconnection Agreement* to incorporate its approval of the additional page of the Agreement.

Respectfully submitted,

DANA K. JOYCE
General Counsel

/s/ David A. Meyer

David A. Meyer
Senior Counsel
Missouri Bar No. 46620

Attorney for the Staff of the
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102
(573) 751-8706 (Telephone)
(573) 751-9285 (Fax)
david.meyer@psc.mo.gov

Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 30th day of August 2005.

/s/ David A. Meyer
