

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

In Re: The Master Interconnection Collocation and )  
Resale Agreement by and between Embarq )  
Missouri, Inc. and Teleport Communications )  
Group, Inc. Pursuant to Sections 251 and 252 of the )  
Telecommunications Act of 1996 )

Case No. TK-2007-0158

**STAFF RECOMMENDATION**

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

1. On October 16, 2006, Embarq Missouri, Inc., filed an application with the Commission for approval of an interconnection agreement with Teleport Communications Group, Inc., under the provisions of the federal Telecommunications Act of 1996. Teleport is not a certificated telecommunications company. Teleport is the parent company of the certificated telecommunications companies, TCG Kansas City, Inc., and TCG St. Louis. On November 16, 2007, Embarq filed Amendment No. 1 to the interconnection agreement (See File No. VT-2007-0006.) The amendment incorporates TCG Kansas City, Inc., and TCG St. Louis as additional parties to the interconnection agreement.

2. Section 252(e) of the federal Telecommunications Act of 1996 provides that a State commission may only reject a negotiated agreement if it finds that the agreement discriminates against a telecommunications carrier not a party to the agreement or if the implementation of the agreement is not consistent with the public interest, convenience, and necessity.

47 U.S.C. § 252(e)

3. In the attached Memorandum, which is labeled Appendix A, the Staff states that the interconnection agreement does not discriminate against telecommunications carriers not a party to the agreement and is not against the public interest, convenience or necessity.

WHEREFORE, the Staff recommends that the Missouri Public Service Commission approve the interconnection agreement pursuant to the Act, and direct the parties to submit any modifications or amendments.

Respectfully submitted,

/s/ William K. Haas

William K. Haas  
Deputy General Counsel  
Missouri Bar No. 28701

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Missouri Public Service Commission  
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### **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 20<sup>th</sup> day of November 2006.

/s/ William K. Haas

## MEMORANDUM

**To:** Missouri Public Service Commission Official Case File  
Case No. **TK-2007-0158** File No. **VT-2007-0006**  
Party: Embark Missouri, Inc.  
Type of Carrier:  
☒ ILEC  
☐ CLEC  
☐ Wireless

Parties: TCG Kansas City, Inc. and TCG St. Louis  
Type of Carrier:  
☐ ILEC  
☒ CLEC  
☐ Wireless

**From:** Lisa Mahaney, Telecommunications Department

William Voight      11/17/06      /s/ William K. Haas      11/17/06  
Utility Operations Division/Date      General Counsel Office/Date

**Subject:** Staff Recommendation for Approval of Interconnection Agreement or  
Amendment to Interconnection Agreement

**Date:** November 20, 2006

**Date Filed:** 10/16/06

**Staff Deadline:** 11/20/06

The Telecommunications Department Staff (Staff) recommends the Parties be granted approval of the submitted:

- ☒ Interconnection Agreement  
☐ Amendment not previously approved

The parties submitted the proposed Agreement or Amendment to the Missouri Public Service Commission (Commission) pursuant to the terms of the Telecommunications Act of 1996 (Act). Staff has reviewed the proposed Agreement and believes it meets the limited requirements of the Act. Specifically, the Agreement: 1) does not discriminate against telecommunications carriers not party to the Agreement and 2) is not against the public interest, convenience or necessity. Staff recommends the Commission direct the Parties to submit any modifications or amendments to the Commission.

☐ The applicants have not submitted a serially numbered copy of the Agreement or Amendment. Staff recommends the Commission direct the Parties to submit a serially numbered copy of the Agreement or Amendment.

☒ Staff has a serially numbered copy of the Agreement or Amendment.

**Additional Interconnection Agreement or Amendment Review Items**

☒ No applications to intervene filed.

☒ Agreement or Amendment signed by both Parties.

**Additional recommendations or special considerations (if any):**

On November 16, 2007, Embarq submitted Amendment No. 1 in File No. VT-2007-0006 to clarify that TCG St. Louis and TCG Kansas City, Inc., were parties to the Interconnection Agreement. Teleport, the parent of the certificated TGC companies, is the signatory party to the interconnection agreement; and the amendment incorporates the certificated TCG companies into the interconnection agreement.

☒ The Company is not delinquent in filing an annual report and paying the PSC assessment.

☐ The Company is delinquent. Staff recommends the Commission grant the requested relief/action on the condition the applicant corrects the delinquency. The applicant should be instructed to make the appropriate filing in this case after it has corrected the delinquency.

(☐ No annual report ☐ Unpaid PSC assessment. Amount owed:     )

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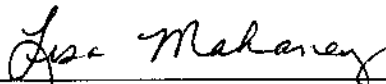
In Re: The Master Interconnection )  
Collocation and Resale Agreement By and )  
Between Embarras Missouri, Inc. and )  
Teleport Communications Group Inc. )  
Pursuant to Sections 251 and 252 of the )  
Telecommunications Act of 1996 )

Case No. **TK-2007-0158**

**AFFIDAVIT OF LISA MAHANEY**

STATE OF MISSOURI )  
 ) ss:  
COUNTY OF COLE )

Lisa Mahaney, employee of the Staff of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that she has participated in the preparation of the accompanying memorandum, and that the facts therein are true and correct to the best of her knowledge and belief.

  
\_\_\_\_\_  
Lisa Mahaney



SUSAN L. SUNDERMEYER  
My Commission Expires  
September 21, 2010  
Callaway County  
Commission #08942086

Subscribed and affirmed before me this 17<sup>th</sup> day of November  
I am commissioned as a notary public within the County of Callaway,  
State of Missouri and my commission expires on 9-21-10

  
\_\_\_\_\_  
NOTARY PUBLIC