

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

Amendment No. 2 to the Master Interconnection,)
Collocation, and Resale Agreement by and between)
Embarq Missouri, Inc. and Granite) Case No. TK-2007-0229
Telecommunications LLC)

STAFF RECOMMENDATION

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

1. On December 26, 2006, Embarq Missouri, Inc. d/b/a Embarq filed an application with the Commission requesting approval under the provisions of the federal Telecommunications Act of 1996 of Amendment No. 2 to its interconnection agreement with Granite Telecommunications LLC. The Commission previously approved the underlying interconnection agreement in Case No. IK-2005-0438.

2. Section 252(e) of the federal Telecommunications Act of 1996 provides that a State commission may only reject a negotiated agreement (or any portion thereof) if it finds that the agreement (or any portion thereof) discriminates against a telecommunications carrier not a party to the agreement or if the implementation of the agreement (or portion) 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 amendment 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 amendment 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 5th day of February 2007.

/s/ William K. Haas

MEMORANDUM

To: Missouri Public Service Commission Official Case File
Case No. **TK-2007-0229**

Party: Embark Missouri, Inc.

Type of Carrier:

- ☒ ILEC
☐ CLEC
☐ Wireless

Party: Granite Telecommunications LLC

Type of Carrier:

- ☐ ILEC
☒ CLEC
☐ Wireless

From: Lisa Mahaney, Telecommunications Department

William Voight 2/1/07 /s/ William K. Haas 2/1/07
Utility Operations Division/Date General Counsel Office/Date

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

Date: February 2, 2007

Date Filed: 12/26/06

Staff Deadline: 2/5/07

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):

☒ 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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Interconnection, Collocation, and Resale)
Agreement by and Between Embarq)
Missouri, Inc. and Granite)
Telecommunications LLC)

Case No. TK-2007-0229

AFFIDAVIT OF LISA MAHANEY

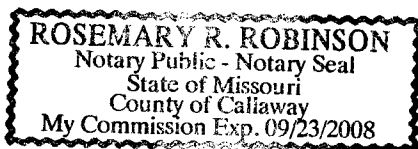
STATE OF MISSOURI)
) ss:
COUNTY OF COLE)

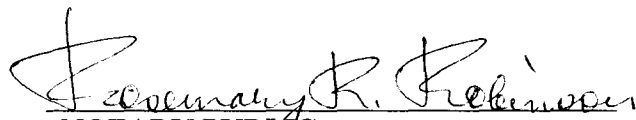
Lisa Mahaney, employee of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that she has participated in preparing the accompanying memorandum, and that the facts therein are true and correct to the best of her knowledge and belief.



Lisa Mahaney

Subscribed and affirmed before me this 14th day of February, 2007,
I am commissioned as a notary public within the County of Cole,
State of Missouri and my commission expires on 9-23-2008





NOTARY PUBLIC