

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

In the Matter of the Application for Approval )  
of an Amendment to the Interconnection )  
Agreement Between DIECA Communications, )  
Inc., d/b/a Covad Communications Company )  
and Southwestern Bell Telephone Company, )  
L.P., d/b/a AT&T Missouri )

Case No. TK-2007-0255

**STAFF RECOMMENDATION**

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

1. In the attached Memorandum, labeled Appendix A, the Staff recommends that the Missouri Public Service Commission grant approval of an amendment to an interconnection agreement, encaptioned "Appendix Coordinated Hot Cut (CHC)" (Agreement Amendment), filed by DIECA Communications, Inc. d/b/a Covad Communications Company under the provisions of the federal Telecommunications Act of 1996. The Agreement Amendment amends the interconnection agreement in place between DIECA Communications, Inc., d/b/a Covad Communications Company and Southwestern Bell Telephone Company, L.P., d/b/a AT&T Missouri (Agreement) previously approved in Case No. TO-2001-4.

2. The terms of the Agreement Amendment do not discriminate against telecommunications carriers not a party to the Agreement and are not against the public interest, convenience or necessity. Pursuant to 47 U.S.C. §252(e), the Commission is to approve a negotiated interconnection agreement unless the terms of the agreement discriminate against a telecommunications carrier not a party to the agreement, or implementation of the agreement or any portion thereof is inconsistent with the public interest, convenience, or necessity.

**WHEREFORE**, because the terms of the Agreement Amendment satisfies the standard set forth in 47 U.S.C. §252(e), Staff recommends the Commission approve the Agreement Amendment.

Respectfully submitted,

**/s/ David A. Meyer**

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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](mailto: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 electronic mailed to all counsel of record this 29<sup>th</sup> day of January 2007.

**/s/ David A. Meyer**

## MEMORANDUM

**To:** Missouri Public Service Commission Official Case File  
Case No. **TK-2007-0255**  
Party: DIECA Communications, Inc. d/b/a Covad Communications  
Company  
Type of Carrier:  
☐ ILEC  
☒ CLEC  
☐ Wireless

Party: Southwestern Bell Telephone, L.P. d/b/a AT&T Missouri  
Type of Carrier:  
☒ ILEC  
☐ CLEC  
☐ Wireless

**From:** Sherri Kohly, Telecommunications Department

William L. Voight 01/26/07      William K. Haas 01/26/07  
Utility Operations Division/Date      General Counsel Office/Date

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

**Date:** January 26, 2007

**Date Filed:** January 4, 2007      **Staff Deadline:** February 5, 2007

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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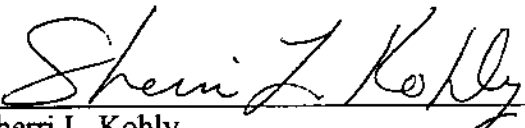
In the Matter of the Application for )  
Approval of an Amendment to the )  
Interconnection Agreement Between )  
DIECA Communications, Inc., d/b/a  
Covad Communications Company and  
Southwestern Bell Telephone, L.P. d/b/a  
AT&T Missouri

Case No. TK-2007-0255

**AFFIDAVIT OF SHERRI L. KOHLY**

STATE OF MISSOURI )  
 ) ss:  
COUNTY OF COLE )

Sherri L. Kohly, 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.

  
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Sherri L. Kohly

Subscribed and affirmed before me this 26<sup>th</sup> day of January 2007  
I am commissioned as a notary public within the County of Callaway,  
State of Missouri and my commission expires on 9-21-10



SUSAN L. SUNDERMEYER  
My Commission Expires  
September 21, 2010  
Callaway County  
Commission #06942086

  
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NOTARY PUBLIC